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3. Relief Springie

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tare of new Treue -

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spectated the focuser wint in the consideration courts of low must give judgement in forwar of it - But Equity will secure herformance in case of any fracted or congenional countries & will secure to set it and a son fraction of the secure will secure to the secure of any fracted or congenional countries & will secure to set it and a son fraction of the secure of

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ontewistinguished from legal estates is another source of Lucisitation: 318/439. 2020, 648. 68,9

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Chancey may be enforce justice when positive been is relent

2-may about the riger of supply the defects of but when

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the rule of law — Same, if it be advised & devious emeganine

of the rule 2 if the rule remoderigned for the courte which

it betweely extends - 2- Inquire time to stay wante —

marriage selloment agreements - Sheeifer agreements

generally - Mit, 3.4-103-

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That a trustee cannot become the hunchance of the trust estate vid 13 holow 222 I becomes to 1. 21 unterley the coment of all in minutes 3 Bigs 178

the senines 12 dold was made payable by mitake of the senines 12 dold was made payable byne 182 when his direction were to make to payable fait upon Braphication to Chancey to have their mistake sortified & have his delt fust paid the Court refus to interfere 17 ello 32lf Desight in Cornervy as wid also 2001 6. N 517 12 1. Rt. 1.

Where expectis are equal chancery will not take from either their legal title 3 lt. 152.

2 1 1 1 1 a direct of your or a man a man to see I have a the decision of many and in the said of the said the me to the mile one or an interesting application to Character have been min to a to the about the first the last seem to seem of eight the mark in the many with and I have been 1 600 100 the state of the state of Nower of cereeing specific beforement exercise in 6h, from the time of 82-4- bro 8651. I Font. 2%, 2 Bow 85-6- Content between 6h & B.M. in the time of Ja-1. I Roll. 8 354.68 This power worrown after established 2 the exercise of it was common in the 2-year 6 1-2- I could 172-

Meuriage aettlement agreement moits before marriage specifically clement in Equity - 1 General 88-93 - 12ho the general rule cet law is otherwise 131-442- Gro E-551-

Low to make a rettlement, entire during or after coverture - it is writered as an agreement - Equity avert to the substantial object - 1 Ford 93- 2 ND 243- 2 has 480- 2 ath - 97- 18aw 6-316-

holdenly some to becovered at low whether furfiction away or after constitute Viv 480 & 2575- \$706-216 lock 325-

Elevatorfecter etter consticue a quai et leur 5 /2- 881- 18 au & 242-

Your a bown were projectede tening constitue of want levin Lad. 325_

Jermenty of agreements were med a letween husband & wife during coverture they wanto not le enforced en in Equity lut therathe medicional true tees. Eo L3 - 1 Ford - 94 - 282-385- 26th 72-

Socelo this the medium of toustees

the wife may cirpun of his property as a fernesole- Not so at lew- 180,244- Paw. 8.444- 2 Ves-191-665- 18/1442 CoL-112-

Here courts of Low & Equity recent out on affect principles - Day 221.

I fore- 95- 026, 22. 306 359.

Out its levy muly voluntary not conclusive entire of frant- 6-6h 22- 1 fint. 261 6awf-708-1 Ceth 15- 281. 297.

Australia leing indebtes is a barge of from - So a hower of severation - or if the consequence is of the whole or greater heat of grantor's property - 1 letter 93 - 1 Fent - 262-94 - 3 6082 - 2 Ver- 510 2 Bull - 2/8 -

on the party himself & his representations . 1 Forts -

Equity to the substantial object of cell contracts & gives effect to that - not requireding forms - Et - bois treated as an agreement.

Engl- I are co wobliger pays the whole Guity will either competition the pay or if the section is look against him by the payer of the bond will

In the administration of logar & agustacle apolls bloomy will not define any condition of any logar proposed proposed per many house to the logar apath yet if he has red paymet in part from them he will not be primitted to some any of the sequential relation for the condition have and the sound the sound the secretion have and he for the first theorem and aguality a thou and blee condition with receive the sold and the particular the produce the particular of the fractionship effects a the individual condition to all the fractional actual of Paige 171. Le of joint a descript condition a table of the particular actual of the particular actual of the particular actual of the particular actual of the fraction of the case take the firm of the other certification of their other certification of their other certification of the other certifications.

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restrain him from pleading the payment by the co obliger - corridared as an augment lateren the obligers - 1Pow. 6-315- 2 Nes 371- 2 BN-8 949- 3 8 as 701

Will not ind

ebitetus apumpoit fer money paio te the other's une cus in Et lie? 281.949. 5 B 423-8 82-166. 53cc 701- 24cend 164

action extends to all scores in which the subject of the workload or the presties are within the presidentien of the court - for it acts as well in personaum as in sems-2 Paw 6.8.9. 1 Yout. 31. 1 letter 19. Met. 184-

when the moether in dispute is such as to require the interposition of Equity. Chip will tethe cognizance of it if either the subject contracted about or the party lound is within the local limits of its prinsdiction - Ex. Soft within the recelm-the law which he cooses to convey legand sear - Here the cleans certs in personeum-by proseps of centeroft & requestration of gover - 2 Ver 494-1 Ver. 204-447.54

Physicanto act only in personeum - not in rem. Now it can act in rem by impuly knows to put the party in perpetion of land within its local limits by injunction Lurit of aprilament to the Sheiff (that is) injunctions to Deft-to deliver perpens Londin refused a writ to the Sheiff crossing him to aid & aprist in putting the 5ff into perpense 17 onls 31 - 2 Pares & 8-9-3 (Att. 275-5-5)

The wentine of acting in rem first legan in the reign of fee-1- 18es 454 - 1 tones 31-

Generale that they will describe with the write of agreements properly falling within their pines dittion in theore cases in which courts of law with give damages for non heaf ormance - 2 Paw. 6-14-16-17enb 189 2 Freem. 217 Ea- 6h-67.9- and-406-14131. 527-

Tune it viel not

real. 18an 341 242 1 leth 10. Stra 758, 1 Ves 450, 74-

Exceptions

onlevette sides of theis sule - first - performance mot always decrees the dameiges neight be recovered at law - Ex Bill to have a unaequence of laws - it is no bein eigewint about fide perchase for caluable consideration without notice. 17 Joul. 359. 18 D. 1,29, 283. 26 on 138 Buch 161

Just an agreement

to coming omedicable & cidega ate commencetion is good against meme just nevitors - Leurs of the consideration is very modequate the dumerges may be head at least - no decree in henry 19 w 282 2 Daw & 61

The bill is to som fel the Deft to court is conveyence I to pay the commonstion Equity will not cleared of the Hip title is under embarrapment - not in movedely removed to the damages might be secound at law 140018 188 2 Plo 201 2 Paw & 24

A functioner for a exclusive consider without so the may be a common object to a discovery which is to destroy his title privided he sate up this defence in his current of fully charies all circumstances, stated with little bill which go to charge him with cuteral or construction retices of Potationer against but clot cannot by common object to the discovery of posticular fact, in the hiel atherement there fails in part without or woulding his own objective 3 Porige 18h Allt. 30 fre he sight he sedmits to assure at all he must arrive fally

the same of the same of the The state of the s The state of the first

Loi one coree to sell land of conther - no decree - wet damages ere reconnected at law 1 Pow 4 161-

Exception

where Ehancey wite deene the no decenery seconde recovered of Low- Ey- loud as ly a fame went to writing low to her intervals hurland - distroyed est bow by the intermensage - 20 no damage - is at a good agreement in Equity - Lo celo of the ferre role were an injust if the agreement were with the opposition of her power to receive a upon paus consideration of her powerts or great ions 2 upon paus consideration 1 Pau 6 16-254- 2 P.W. 243- 1 Forth 68- 3 Cotto 607

Lowhere

one lends mong to en infant de with white the latter luy merepense - 1 Foreb - 68 - 18 W, 558-2183.5 Mos 368- 2 Baw. 6258-

Lo where the obligar of an apyred lind testres a discharge of the oblige after notice. Lo also where the agreements arise under the certs of a court of Chancey stoely by - agricinal rate of an estable - or purchase before a meester - tho no clamages sure seconescable at law - 2 Paw & 14-

So where the wordition

The obliger. 10 Mas 515- 9 62 - 2 Paul 6-254-

Powell states

the distinctions letween cause where Equity will to where it will not derespecific execution when downsys cannot be secones at law to be this-

- If there is a good agreement in subtaine let which is inference at law by reason of a formal elapset libraries will decree - 24. Saw of our infait bene rate - ante- 18 w. 243- 2 lette 607-

the events or provises for by the eigenment of the met happening of the events or provises for by the eigenment bluming in will not deeme - Ex - Mudewir coverants to rettle ac on the death of the mother 2 his coming into perpense 2 he never comes esitopopolicie - purpersucure not deced - 2 Pew 817. 18 s 256

Bowell ilse seem to corner

thereis "that when no damages can be how at law no denne de" - universal - so far as related to principalition a which enceded to have go to carry agreements into specific execution - Who true pound herey, which invaries chemosy to deeme insuch eases is founded as its appropriate gives distain wer trust from and and anivent by Heligois leverning the obliques - manging the obliques - 2 Paw 254-

demages et law voule ce cen asequete remes, exuity will not deve decide execution. 17 ont-28, 189. 28, 8h -

personal contracts - respective personal production of general for in such cours courts of low can sive us complete semedy as chancery can and

But come of this hence depend very much on their special circumstances - 1825 447. 2 Pars. & 215- 2 Eg. Eu 19. 18. D. 570 Buch -111-

Where the ends of Sustine require specific performance & the party weaker it chances will dervee - as if the contract be to perform something relating to the personalty at rewell times - Ex. a covenant, to some 13 hours lefs & to stand in his place as to performance of entain cuts to cutting purer Devel that a performance of entain cuts to cutting purer Devel that a performance of entain cuts to cutting purer Devel 2 lg Cu-19. 7-393- 2 lev- 305- 4 Cither 383-

for 800 tous of win to be peut for by installments
- Lo saile of timber trees, & Coton 383- 1 Eg Ca 393- 1 New 201

(mother trapline to the Garanale

Where fraud is mixed with damage, In- a-breings are want broken at bow- 12 file a flite for injunction for fraue- a files a confilled for releft on the war ant - 2/ the coverant is established Quity will direct an Ince & decree the accorder- 2 Pow-216- 1 Eq. Ca-17. 1 See 69. 526-

So if a lell is best on a weencut of a personal nature & the Soft does not demusto the relief but feles an answer Equety will deence for its jurisdiction is admitted -

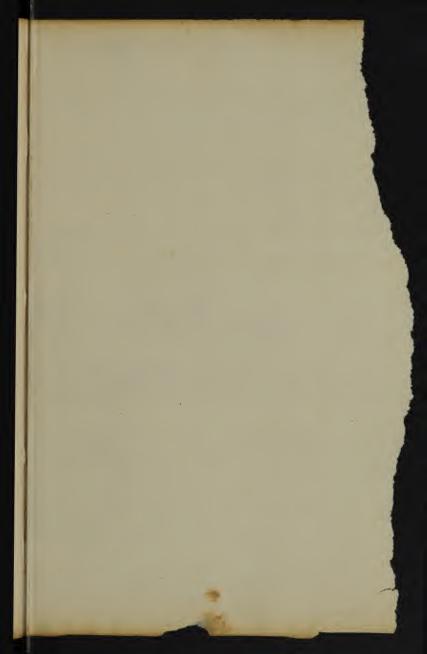
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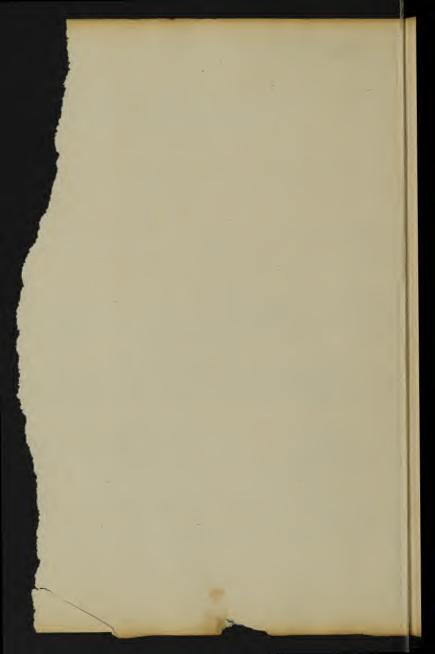
If the agreement respects our interest in lands- or stribulate, some cut in specie

Equity wire regularly deeve a sperific execution-Cercure a comages are an intereguette servidy. When 526- 17 cut- 27. 139. 2 Pau- 219. 17 cus 359. 18 to- 282 agreement concern the personalty eneme inde I the realty on the other quites will derve on life felo by either party. Ex- a concerto rele laws & to fray ger it - a may become a dever forthe money - for there aregat to be meetered recordies to he recovers the whole purchase money. 2 Pew- 219- 10 Wetmore 389+ a general covenand to convey lands of a certain value not specifying them wester no sheight Generally he who demands pecific execution ought to shew that he has hunder mud or is ready to perform his paint - if he will not or thro his own neglect comot perform he is not entitled to a decree_ 1 Ford- 185- 16h la- 302 - 18es. 8%. 2 Jun-19. Fandy-445 See6112-General sule - When of has perfermed in part on his side of a is purentially subsequent events from herforming the rist he shall not have a cleared for the agreement must be denied in both sides I intirely or not at all - Ex Ce-agree, to pay & woo to le within two years Bancingeno lis decepter 2 settling a quinture de-Mensione had let wife died within two years 2 no jointure settler- Bounnot have a deene for the \$1000 gill. Eg. 2. 188- 1 Ch. Ea 302 Linch 445. 2 Frem. 35. Sheim-28)

The Chan't will deene a specific forformance of and agreent by to correspon yet it sown to be new solled that it will not deene decurage, for the braid of such agreement & a bill for that purpose will be dissuped bb. Ch. C. 432 accepting grandency of Adams 12 les 395

the state of the s





Execution- Where If after performance of part 2 no default in him is not in Status que - Mere he may have a clearer - Ex- Where off, on an agreement letwer treighten a owner it is stipulated that freight should be frieghten have no good cebrood - Of rewing performed in part shall have freight deered - 2 Pow - 26. 12g Ga 10- 10016. 385- 2 Nov. 210- Gilb- 2-70- 20 6h 512-

If have enwilling to perform & war firewater by O offhis readings to perform is in Equaty equicalent to certical performance-so celowin law- Sat 112- hot-88- 218/2 13/2-476-781-

Lighty will not decree summaritim agreement which her lean ein changes by pand- Relatingan Equity-Nowhere an agreement how lean invited on to inner years no derree unless that eleance is explained by special circumstances - as if agreement was whom mannings to fundam 2 sietle Canos within there years 2 commanton had been introde & necoco his money or by reason of other circumstances without specie it - This is not a bear last affer to evidence of a warrier or leave - Thousand 354-18 ex 240- 6 3 - 6 to 580- 2 Cetto 68. 121 3 0 88. 110

1 Br. Ch. 201-324- 2 Vor 299- Fall-79, 240- 2 Ker 276-484

1 Paw-6260-1 Font-321- 2 Cetto C10-5 Vin 2784-28 CD-82-9 Mos-

relieving against rems - 17 out - 322 - 18 in 186 -

But an omepionly the off to performain but precisely at the time lifes is no objection to his having a clearer 14 ont - 384 - 1 lette- 12 - 48 8h - 329. - Siv- 1 Evit 62? Whis it is said is lattly attered

a backward in his part in furforming no device in his Lour especially of circumstance cur celtured. 2 Paw-260-1328h-12. 5 Vin- 558-

agreements & others - In the farmer the chileseer may compel heeformance of one hast the the other has failed

2 Paw. 8 26 - Find 445

The scene principle is feewer of a wife under she was not a party - She has performed her part les manging 2 Jan 28-186, 8).

made a Ster intervenes renderin umplete performeme impossible-front performance with le decine of clerine by the hourty decining. Exignagreement to make a leave for 40-years & Steetprohibits longer leave them for 18-years - Leave for 10-decreed - 1 Fort- 209-11 - 2 Pace 6 31- 8 Bro 6h. 939 Loid

the act of you - Lemb - 2 Pow - 88 - 9- 448 Ploud - 284 18g. Ca 18 - 3 Br Bh 339 - Contrine of By-fires oblains in many cones in leew Col 352-219. 2181.2. 31-24.254-2 Jetst. 581-163:

Mi,

doctrine seems at fairt to contraid it the rule of lew in Scil 198 - that where a start rendent her permane of a covernment in repealed - But the stat makes the covernment is repealed as a feeformance would be containful. So where

one has a favor to leave for 1th years I leave for 21)
the leave well legod in Equity for 10 years, link 740
12 toul 212 - not so at leave Level Comb. 747.8
242 252.

Lulighew that when one conveys by grant encountry durine to "a fer life remainder to the him of his body or ipue"— a teiter constate tail 1809- 28aw 41- 17ond 399. 21383- 18W-5. 5 JE-299.820-7-82-294 Profits
80002-355- Jecume 25-

(wt supra) Equity will cleane exectlement on a for life only members in strict settlement whom the first 2 other chilonen in tail 2 Pan-41- 18g &u-392-2 Ver 658-28W-349. 318 - 66-32. 18es 238-18out 899. Br. P.B. 470-19W-622 3 Coth 293-

Decree the assumption the actiles actile tail - Deener will go counting to the actiles slith 293. Fall 176-28. N. 866. 2800 842

sig the settlement was microe lafore main igé lut extempos tele impersuance of the certiles-1 Rev. 128- 2 Ver. 638 2 Pau 112- 2 P.W. 349. 832 64827. 1 Ver 288

of free are said not to extend to female ifree 28 to 559 349. 2 ather of 1. Contra 2 Pld 356 - 3Br Ch 827 -

givery a con estale touis & not expression himmene of the certicles" the rettlement must stoud - new agreement frement Folle 20 - 2 Pow - 46.2 Pld - 376...

purchasers 2 Paw 46-60 - slothe 291, - Leurs against souist and itons 2 Paw 43. 58. 60 - 60 The 425

with a considered as lease from the line of the winder the vendor is cornivered as trustee her the vendor there is considered as trustee her the venicle with the line of many the venicle as trustee her the venicle with referent total or claims to be lair net in lease with a considered as lease from the time of the windered as lease from the time of the wint cut a go to the heir the memoral of the wint and a go to the heir the memoral and from the time of the wint and a go to the heir the memoral and from the time of the wint and a go to the heir the memoral and from the time of the wint and a go to the heir the memoral and from the time of the wint and a go to the heir the memoral and from the time of the wint and a go to the heir the memoral and from the time of the wint and a go to the heir the memoral and from the time of the wint and a go to the heir and the memoral and the constant and the second and th

fofficiation is made to bloom to some an interest by way of tend on a cut or assecuting agreed a color also on most stancing consideration.

must be shown - for the bound will not wontitude a transfer when is a more colorable of the claim testing in color a cut to to transfer stocks. But it an arbitral because he made the agriculture in tends with the enforces for the teamsfer constitutes. The relative letters between the transfer constitutes. The relative between territies of certain greatent the coloratory of wellows to sure a PN 222 by the both 1 follows the 337.

Cham't will compet the presention of such deces only as husterin the little of the party exclusively or jointly with that of his advancery. It will not compet for the purpose of a suit the program of a cause laid lapere Counsel in the program of a cause seed proposed in contemptation of such stait 8 la Ella. I have so clouding I Bow Plo. 514 Radleif & Freemand a My.

Mony thus certicled shall believe out in land which shall be settlewenthe hunder we perlips or he shall have the interest of the money for lefe-the it is not subject to clower: 17 out 414- 2 Nev \$ 36-585-

ly a desire of land or real estate - the or a general rule it will not papely a general beginst to legater orth- 320 - 2 Paro 109. 2 8 er 679. 10260-172- 8 Cette 254 = 3 P.W. 121- 2 Pace- 6-112- furt-

There rules hote whether the

money unists of a particular feere in the hours of trustees end the owner ensuigerwith his general feed, a Pow86-

Equity with not winder money as land unless the careement to leg it outdois peretine & Contonencia in the homos of a titl experience com le trais de - not experts enough - - Lo if meny is expect to be encested in laws er accumities de oit the clertion of a party- the election must be mede - Lews it remains meney - 18 cub. 414 2 Ver- 22. odth- 255 - 2 Paw. 684 = 1 Var ags-

Lolomos

articles to be role trealed armoney excorners occurrent to the foregoingsules - 2 Ver 69. Let 154 - 1 Fort 414 2 Par - 6 83_

assure what ought to have leen owne a that the property is transferred from the time of the agreement moderat is hoteen that the vender under the centures

to elle contingenies happening to the property televen the agreement of the time fixed for the analyance - Ex- Care of an earthquake in Jamerica - Whis care is sain to be missiparted - but the doctrine seems to be established - 2 Pars - 64 - 2 Pur 411-12 61-18 th-186- - Fer and - Penul. 660-18 es 487. (2 8 88217 contrar Semb-cing this was a care of moin shine the thing actilla to besole was originally abustle- 1888161

rement in the each but was to be on a unugurer & acceived how him under a unugurer - &

Concernent to

burnere a lease fur thereline & to tother unwegenerate a day fine - here the day oneline and fed -los benne by the functions - 2 Pau - 65 18 W- 61-

is not for a sale let for a feiture agreement for that huntere the hopeity is not changed in Equity - it is letter more than agreeing that one shall have the privilege of ine-emption - 2 Paux, 39

is verna decire considered on land yet one who is terrent in see simple of it may not his election treat it armony a house it retained as such - here there were le no thing human wheare france haves under the cartieles. Le course it course to

I bout of bluencey has hower to a set a just beginereditor to discover I reach the hisparty of his debtor in whosever bearies it has been placed out of the reculu of awar at Low 20 tolers 554

of way a comment of the second

and it makes no difference whether such property consects in droves in artisis money or stock the Court can compet the eletter or his trustee to fray it over to the excitor 5 Lohn lot 280 20 Lolus Do 562 loute 1. tust. 381 9 Ves 189 10 do 368 c

notice tolum 20 dolors 562

If a july he compand by mustake the court will interfere whilst such july is within its power if not within its power if not within its power if not within its power of 1 Wheat 440 the Hiramy 30.20. 342

Rule . If appear against corrions to execute a judget & of which the injures party could not have availed himself in a court of low or of which he might have availed himself at law but was presented by fraced a account unmixed with any fault or negligible in himself or his against a court of bleausing will interfore y bround 332 2001. 6. R. 516

well placed a Martine 2 - 1 (42) when

1 John 6h 252 1800 86 18 h J J 13_ 2 Ser 295-

But to make it considered as morey be mint show his election that it should be so considered Ey- declaring inthis wirthot it should go to his Et 7 - or describing it as so much mong to be laid and in land - here it were peop without the valeurneticing a clevie - a parot profit of feuts orener declarations of the testator (tenant in fee) is as neither to flow his election or intent - as the feet of his having received part of themony a copprehication it to other uses - 20 w 145 - 3- 22/n - & Cetter 206 - 18- 16h. 228-238- 2 Paw & N4-17, 18, W. 488- 2 Paw. 117 - Attach he writer as wrong - Nebutter au Equety Ween of menticulation in and syncement is a decisive objection to a decree for specific execution - Lo uncutarity, Et - a cyrus to sell to be monor feets are less them any other huncharer avails que It was not have to tatent - unutain a not mutual

mutual a no subsequent want of mutuality is an objection to a deene - & - legreement to sell stack for 120-percent which afterward feel to her - 2 Baw-6 232 - 2 Br El 418-10-1816-18-6-

2 Par - 283 - 2 fer - 415 - 1 Lg Ca - 200

Sencettes waived by of in Equity decent the lite is deminable for if Det two sollies as to answer without waiver of warred sent to G. I Generally Charters vice not suffer advantage to be token of function or ferfectione when the restrained the contract many be obtained without it - is relieved against it - 64 - Interest on amortgage with downed increase &c - 2 Var 3/6 - 289 - 4 Beer 2228 - 6 atto- 520 - 28/- 34/-

When therefore wonder and ing to a clear sule of dancinger here the substance of the agreement can be obtained - 2 Paw-205-

Ehancen commot relieve against the pencelty de-ly-Leper wrenant not to alien without become of leper whom homselty of forfeiting the leave - here as the substance do-commot lect town without it there leing no rule of cecenneges-pencelty not relieve ble against - 2 Paw & 205- 9 etto-112-

Lotto there is a rule of decimage yet if ly named intervenin events no compensation can be made as a restricted for the penalty of a le en his mesor cige cer tailes that it wounted that if he closs not settle such a quinture within two years he should love all his wifes portion of cept the interest - wife died leferegointiese settled within the term - Forfeitine must ensue the the agreement of the jointure is known - fir the wife leing clear no winfuncation can be made —

Where the only growin of equitable junidition is the discovery of facts dolely in the knowledge of cust a the def- by his answer disclores no such facts a the pyramports his claim by evidence in his own from anadod by the conforming of the cust the lits should be dismined y branch 69. Runner of black in .

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we show a factor of and a sound

If trusted mixes thest money with his own semploys those in we adventure of his own or if he their employ these separately carterious trust may at his election have a proportional shows of the profits of or interest on the sum their employed & habit him

the to interest on the property of the last with which we will be to the property of the last of the property of the last of the property of the last of the last

to the my thing the cast was the second sense.

Whenever me harly to an agreement to the are allein winditions the leather must love the accountage of the accountage of the the accountage be unless he straight comply with the windition the penal in affect - Ex-le end iter offers to take lef thom his debt with of privally as untain time - Bayment must be made privilly at the time on the deltor must be got the where - Bou 215- We 220- Samour 481

holoen that where there was a princetty in con agreement the party lowers have his election in all cases to do the their or pay the herealty 2 Paw 136- 17 tent-141-

When the pencelty of a benid de-oppour to be merely a recurity for the performence of something whatter al so that the enjoyment of the collectional dyret appears to have been the thing intended to be recured Chamery will relieve against the penalty I enforce performence - bu-it there is no rule of damage or and con function ante - Davy 431- 17tonb-141- 13 with 418- 83 a 691- 18 av-171-

Mis is semuelly done by injuntion on payment of principle interest & as the care many

Re costs - But in these cares Equity will derive furfermance of the collection thing for the obligor in this case has not his election to do one thing or the other . 2 Paul 156 Itras 33 - 2 Plo 191 10 Mo 517 - 2 Ves 528 - 2 Cetter 371 - Burn 2228

When the

apeful damenos Chancy will not helieve against it theo
there be and of damenge - Here the puralty is not witure.

ed as a more receity for another their (ut super) but
as a compressetion for the lops of it- 1 Ford, 1412 Burn
2229- 6 Br 61-417. 11-

Le un this cour Chancey will net concerce fer or manue of the comment nor generally restrain its violation for the oberger har his election to do de - or to pay the electronages apopul - En Copic comments "to pay \$5 for early come of madour planes" Leans if concernment "not to plangh" converse proceeding, 18 only 112 280-119- 272-32-330133- Suns 2225- (vide 174-31-223-32-

But where the hencelty is a mese recurity der a collection thing I not a compensation for it the obligation has no election - the aunity will decree perferenceme - whether the sum to be faid is stratly a per atty or a compensation depends when the construction of the whole instrument - Nawky & 9. W & 4 45 - anne courts of low are newcold to chance fundities - 13 a 5 44 - 8-691 - 148/180 cm

A lill & how at matters are charged with some of which one party has no concern her many

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Setting asside agreements

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But freue in the transcution is a good ground for setting aside an agreement - 2 unseasonableness may be are circumsteeme among others to evidence fred - 2 Paw-145 - 20 W- 203 - 3- 290. Thirty - 9 36

delling aside agreements 206-7.6-526.32 = 2 cette 124 - 2 Ver 627. 48 66 516 Con agreement delectioned by un period hourshelp & specien (a hear of equity distinct from free is) devit) retained in Cheenery - Ep- an eigreement in ce mentio age that if interest le most pair at the day it shall become fire's copiel - But such agreements after wonds , citified neely with his eges of en arent ret and a-Fall . 41- 2 Sal. 449 = 2 Pau & 163- 2 Ves 152 - 10 14, 12) 3- 294 - Lo of there obtained thre Leard 2 aw 163-The deprepaire agreement is unlowful & have very will a dertion relieve against it - En. to pay werey - here the detter is not univered as a parties summis-2 Saw_ 148- Fall-38-But where the parties are escally guilty Concernery is neuter - volunte new fit inquired - Exonedores cet gumbling a pays themone, I cuty here will not relieve layand the ex pul praissions of perstaneleen- In seei deluto de Caut 200 2 Pen- 150- Feel- 41- 1 East- 98 Ceny unfairnepin the off will prevent a claime in his fewer -

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Setting aside agraments

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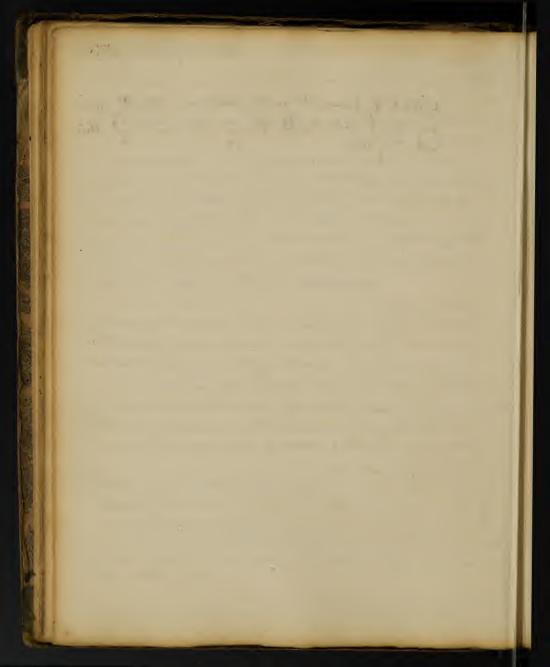
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Injunctions Ha winner of gaining brings a suit out law for recovery of the many were (It having lear in the winners pepepier & forcely taken from him by the lever) Thank will income injunction 18 er 489. 271, 3 3 cult 2 count of the injuntion to stay proceedings in a enemical cone in 3.8 - by it should 32 would protest any one who should proceed in contempt of it 3 Bec-178- 6 Med 16-Injunctionstestey wante as for witting trees de inform of a sensuinder sucur or securiones against tenant for lefe or your 13mbh. 5%. 2 bor 1541-211-438- 12a-173- 1 Foreb-29. 5Bl. 22. mit- 124- Hard-Longundran to slay war to will ifour in all cares which the action of waste wante he alfd and in many others - Ex- action of weath him andy in pavar of the mornisteate nem recent formen ar never none Theory their heretonce Injunition ipnes in favor of distant normainder man 3/3 227-18 m 23. 3 Alt 94. 723- Jean 450 Soit gas is mortgage in fire in pop Spirifur cutting timber if he does not apply the avails in sinking his Dett 3 Alky 23- 2 Com 51- Do against matgayar in prompion 3 att 722. OM75-If timent partifer without impeachment for weards foll down timber

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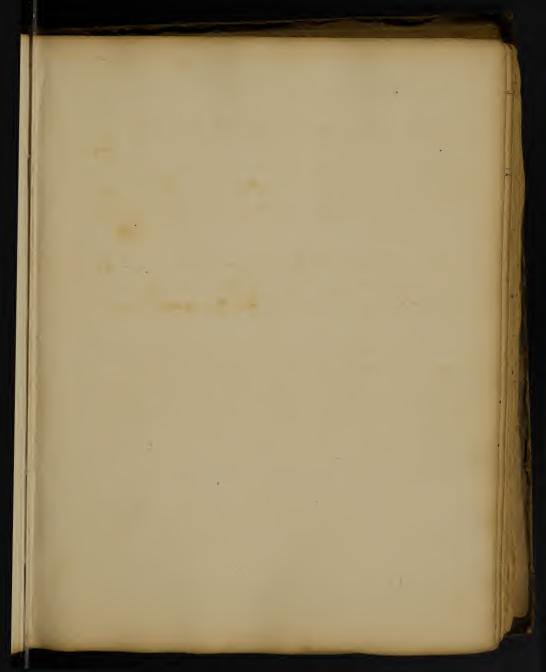
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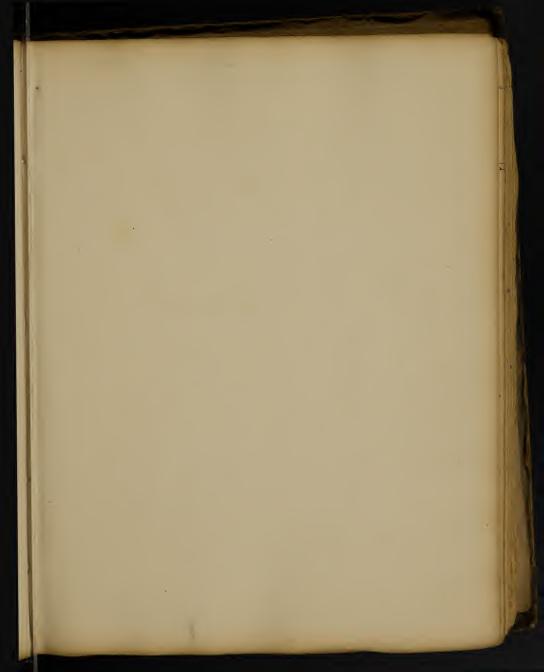
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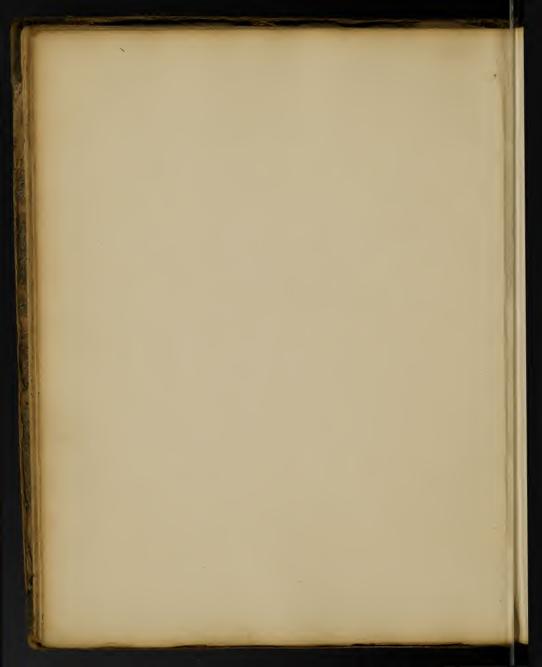
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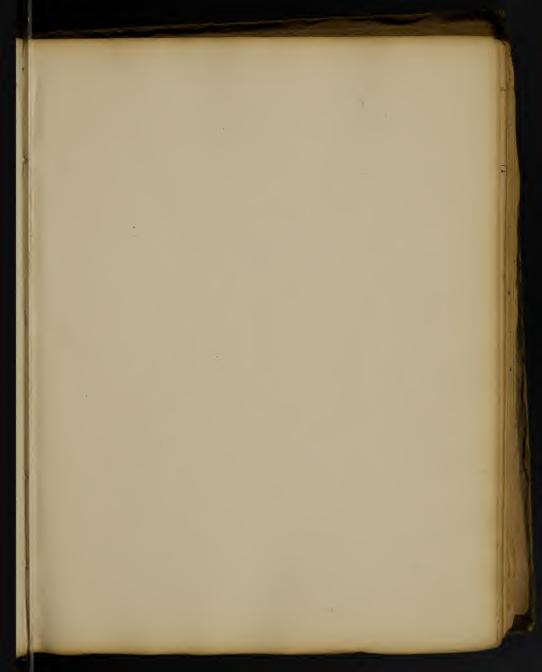
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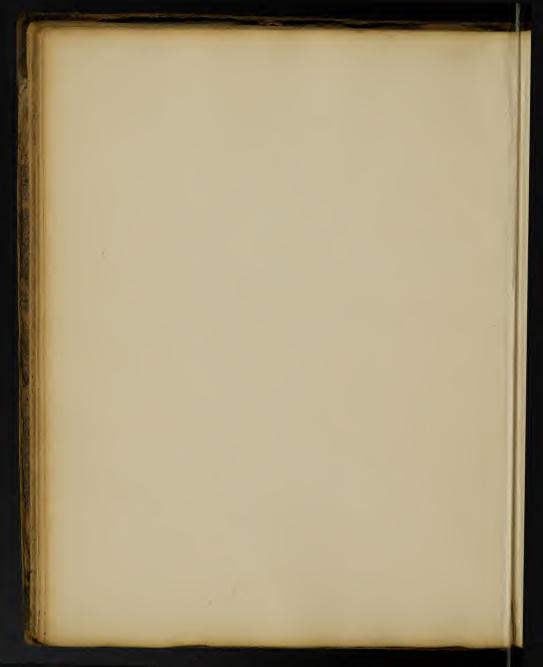


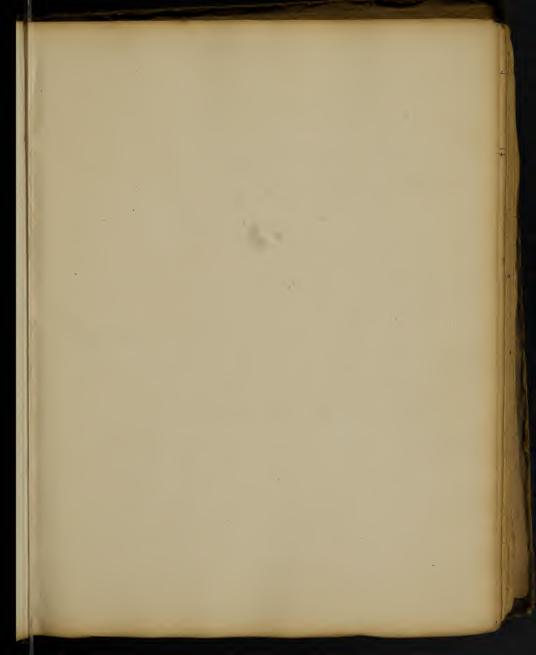




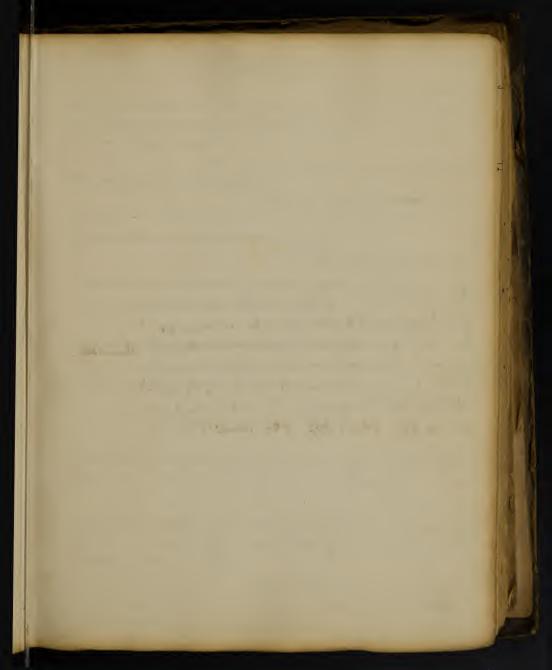












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It also lis to admit or restore a herron to the enjoyment of a confuncte office when he has been deely electer. 1 Vent- 77. 4 Bur 1999 - Poph. 176

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1283

It will spece to comfeel persons in contravity to do their desty- as
if herties of the peace in the should refer to render just the haft court
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Leveth 45%. The -113-552- Sal. 299, spa 530-

A paper of his office to his recention - 2 gras 9. Esp 663-

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having legal right to practice as an lettoring commanding them to wo mut him to practice Neut 11. 1 heb- 459, 12ev-15-

must be of a cutain permanent nature - therefore an office who is opposition under an institution by voluntary sudsenit lines I not incorporate or encoursed by law is not an officer subject to their write as the clerk of a inculation library Wils 11- 1 freen, 521

by the juncaning of the office is not meant that it should be use free looks nature and that the office is one expressited by beard IN-551-

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Mandamus

a tauf for the purpose of bull injurged where it is their duty & the refuse - do against the selectmen of the town commending their to resport the poor of that tours. When the office is of a private

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must have separate writs as the cours of their deprivate may be ceiferent Lab 443. Buth 266

Mode of granting this write

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in court a show navers why courit of mandecennes should not if ne - The first motion of the hearty apely cing must be supported by afficient 53/11. Est (19. 320528 - 2011 199-

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sutthe court with never tits there has been con cutered expecutt in him agreement whom it ipeces as it is not expresentine remay, En 670- Bull 199.

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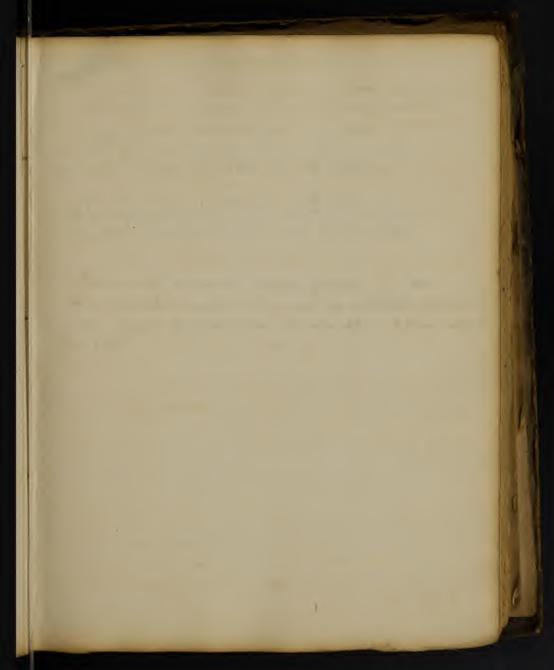
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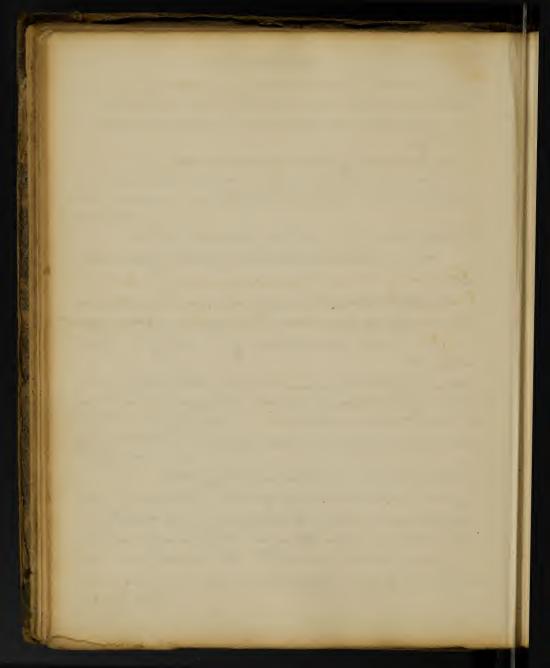
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the rule to show course is insufficient on the gene of it a penemptoy mandernies four of weever Sull-201- 8/2 685- 251-111-

I are tried of the action on the care Judy to is rendered inference the Off- that the return is false a peremptery mandemus ofrues

. Mandamus. 1287 of course - But this rule will not hoto unless the action on the case of the application for a mandames are both in the sceme went Sal 430 3 Da 544return is made on the penemptory mandamers can attachment ofmes - a repus at Er & 146 to seturs is premished as a contempt - Let 429, 88/11. Tha 508 But an attachment never spens titl after a peremptory rule for him to return the writ attendent must go against all the Dete in the writ of mandames at the some of their were in favor of making a return - que sufcourt of the U.S. have derised that they would not ifree a mendames ling a tremely restrained by the constitution which gives their appellate justisdiction only except in a few portifular I know of let one instance whentherwrithey benipued in 6th That was against the town clerk of Literfield commanding him to record an deed which he had refused to as I on the return of the writ the court downto the State of lunn as the rule of howevery in trying the sufficiency of the seturn





Mandamus

1288

An action on the case lies against the pleason making a clee return of a commence of Bl. 111. Bull. 62. Esp. 645. Cinto

The office of parish dech is temporal one & the appointed by the minister of remove extrem without suff excess this with his book 370.1 in 1 have 3 by 2 than 942 1108 11 Mod 2 b1

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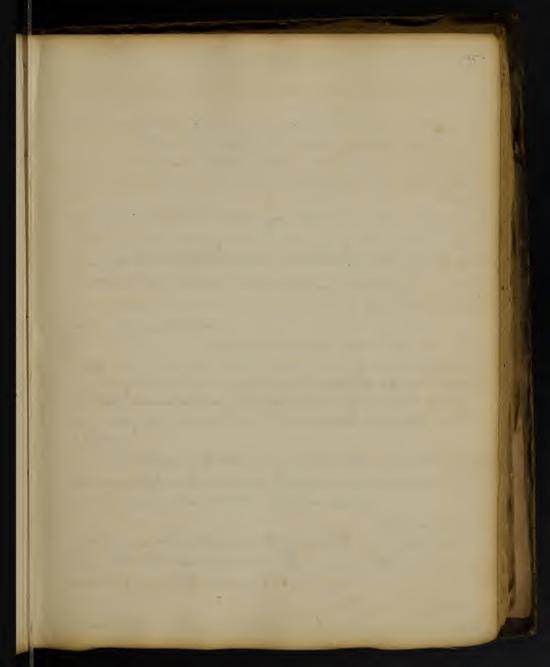
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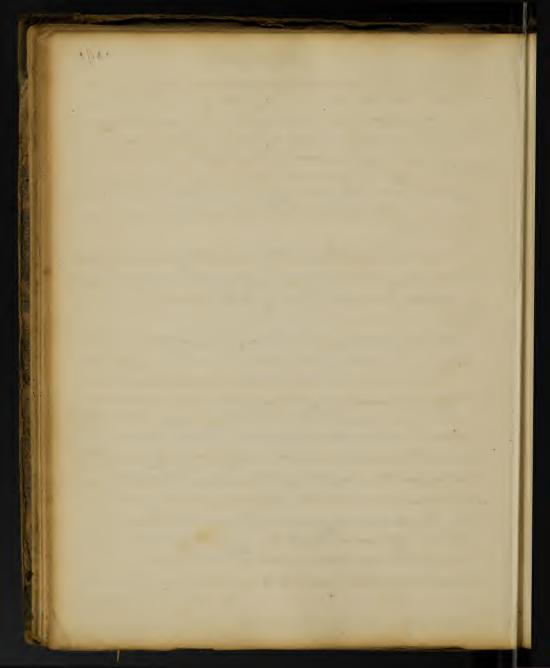
the inferior went of the party prosecutions commending them to cease from the prosecutions of the suit his always found uponce suggestion that either the cause originally or some collations matter airing there in does not belong to that juriscention but to the wyningene of some other court , 3/3/112-

The mode of obtaining it is minitar to that of obtaining a mound amount lein a rule on the would lelow to show course why the writ should not ipsue the motion is sufferted by modernt the affideurit of the party applying that the course is not within the juniscliction of the inferior court-4 P.W. Who Sat. 549. Hott-593-Hob-79.

Medical continuous whether the party is entitled to it as a meeting with the court to great or refuse it - the better opinion recent be Mint it is discreteining with the court - Ad 6. 1/2 g, 3.4. 1 did 65 dal- 32 - 12 2ag 220 - 578-86 -

Brokibeleon. 1290 The diet of the writ it is said is to prevent the inferior west from queding their jurisdictions lest this is not alucy, the case for wherea Stat-has presented as particular mode of praces & the court was not follow The mode this with will frue leacuse they cetternest to twhe cogningance of a cause in a way contray to the Hot - Phis then & the want of jurisdiction are the only The course suggested appear to the court to be sufficient the unit not to hot plea & the party not to provenite. 38/114_ constinues the sufficiency of the come suggester is cloubtful with the court in such core the party is to declace in fewhibition - To dulace in probibition is for the party, to prosecute a will actions by filing a declar ation agreement the other upon a sufficition or fections (which is not traversable) that he has proceeded in the ruit lelow notes-Most centing the writ of probabilition a is upon the pleadings in this fittetions action the court as judge the suggestions to be ce sufficient ground of prohibitions in front of level then just with nominced damages shall be given for the party complaining - I the off proventing in the in ferior court & the west shall be probability from proceeding en further - Ent -736 F.S. 8-44-1 Lev-125 4 tto0 151- 3 31-114 But if the Sulpt court should





adjust the suggestion insufficient then judgment will a aqueinthein who makes the suggestion & a work of consultation shatt be awarded as called electure defended a consultation the Letters line the suggestion ill familied a this writ of consultation seturns the course to the original jurisdiction (in wice court) to be there determined & 1819/4

there is a wort of in utation governted when the writ of prohibetwie has actually been seed - for if the grown of grantin the brokelition be prober in point of law yet if the fact that governe to it be afterwards question a writ of wound tation, will be granted semanning the cause to the inferior court & MIII4

for some can, the court itself or its
own more motion wire court a wort of corneltation —

(i) I they have freeto a writ of prohibition & should upon
further consideration a of during that it aught not to have
some they may grant a writ of unsuttation & ste a the prohibition

3 B1114~

Disobecline to the writ of probletion is a contempt of the court will punished as such with fine imprisonment or corporally at Their discretion. 43a 262 & N, B 40, 48128%.

of a new suit for the summe thing in the same court after a prohibition had ipseed is also a contempt it consent will be presided. Moor 599. 1 Leon 1811,

a contempt is freenished is by mondown attachment

steet empowering the chief Justice of the sight lount or any two of the other Justice thereof to ince the wit of prohibition in a ciration - 2 it is term time application must be made in turn time to the court the made

prohibition in a certation - If it is term time supplication must be made in turn time to the court the modern - Shis unit whether ipus by the whole court the drief Lentile or any two of the other destructions must be realist with the acad of the court - The second harage of the fits the E.L. or Statute law as the mode of proceeding on the writ &A Et 247, 8

an cutain for false return to a moundances is founded in test & humering be either joint or reveal barte M 5 4 649-

the party shall not stop the proceedings of a court of justice by a prohibition upon a were ruggestion without an official-temp 350 4 Bun 2032.35

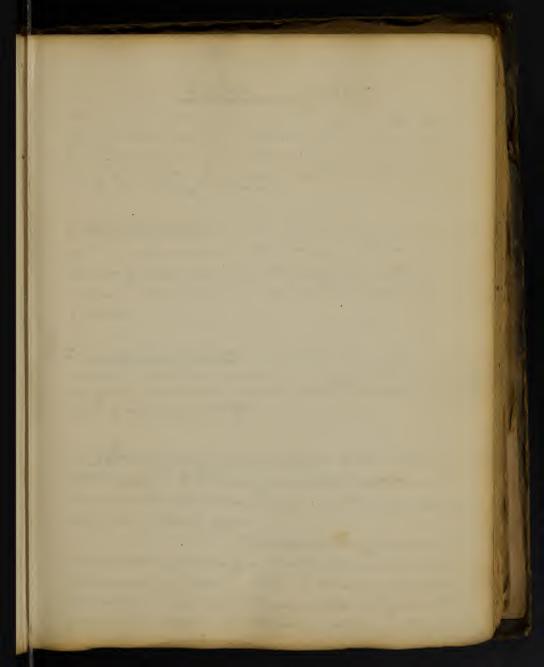
lobere ce matteris properly triceble at 6.8 their writ lies lefere senteme but if a pauty submit to twicel it is afterwarder los backs Confr 424

Whose a b have no origin junious. probabition lies after senteme but where the 6 gives a wrong just to it the subject of aftered 18th 4

2 hours 813 13 uns ES 381

Where a right is derived from an and of Soulisment an injunction issues when filing the bulk but in special case. If rights doing from royal presopative no injunctions issues until the assures conversion on the right offered by second to the Court to Mil 139 hoofs 150 157 & do to present wester working mines furthing books for inspunctions are granted as a mostles off course losses are alshe creames as a mostles off lower before are alshe creames a current 2 Dish 1442 1445 6117 3 Vest 14 2 HbB1 1463 vice 8 Hh 95 9 Lolens 5 314 ang - 5 69

Turnish to recome I write it to fee as on all The state of the s A comment of the state of the s and the second second second and the second of the second of the the first of the first



Hubeas Corpus

Then is a writty which a furnin sentracture of hishbuty may be brot lefere as superior court for a special purpose either out the suit of the furior restracted or at the rest of some other herson who has a right to have him in court of this writ there are coming hims of 141 129 Vaugh- 126 4 15 a 1-

1. (ulrespondenchum which his where one has a course of aution against another confined by the proseps of an inferior court to the object of it is to remove him to change him with this new outers in the court alove - 5 M 129. Dy-197-249- 28 a 2 2 too 198

- 2. ad satisfaciendum which his when judgt her leen senseew against one confined in prison a the off wisher to bringhim up to some superior court to charge him with procepy of execution 318/129
- 3. adfacienclum et recipienclum. Phis lis where a Deft is conficielly the proup of an inferior west L'wishes to remove the cution to a superior west to be there decided 318/130 38a 2- 1 tot 235- 2-195

Mis is demendabled armousight on application of the pluty 2 it instearly repensed sell all proceedings in the court below. It ceiffus from the lormen time in this that there are at the wint of some their person this at the resit of the person confine - lettro this

Maleus Corpus unt is demandable of common right yet it is said It will not be specied when the elects of to will cilcute a just mit already commenced - "this is not cornect for the Supreme west pree the wit this whenthey are infermed of the suit armound they witerement it ly ce writ of procedendo - Sed 802 - 881-130 2 the 806 3 Ber-15- 12 Mod 666-Neither of these three heirs of Stabias confus are known here-4- ad testificandum. This is in we here as well as in End - It is judged out by a sector in some court who wishes for the testimon of a person confirmed in goed- athis writ removes heirs to the court to testify - Cus roon ees he has testified he is remembed lach to his please of writinement - 8 thel- 51- 83a- 5-I he repend to testipphe may be previous for contempt either by fine or conferent pressistement

1244

leen grees timed whether if a prisoner get any from the officer on this writ it is one except? If the officer attends him in circuitous or carely mens new it is concrete of he gets away otherwise note -

many other writs of "rate. Con - of title consequence let the (33ce 2-3-) queat & expirations writ in all manner of illepart confinements is

5- Uld subjectenceum which is denete to a person howing another in custody commanding him to prisoner with the clay & cause of his caption I detention a to an submit to I receive whatrocount the west or hubor awarding such writ shall clinet -

house of Parliament is haramount to any court & 92 514

from the court of B. R. - Ehancey & in some cones from the Commen Phon & Eycheques - But it never if her how for the live Caller of whit in favor of some form who is certically or by fitteen an officer or recitor of those wints - In case of a commitment for a wine there two last mentioned courts counts cannot discharge but may take beach or remain - br J-543- 2 Vent- 24- 2 Day 3- 2 Mod 198- 2 91-131.

2 Ct- one or more of the Lufe- 6- may fore this with a proceed therein autoria to been \$4-69-

It has been questioned whether Chancery contragnee this writ in ocception - But the but decision were by 20 - Nothersham that it week not - 8 24 132 - 2 Holes 147 - But the court of

of any of his subjects is restracted wherever or whenever

Halvas Corpus that restreent may be inflicted 3 M 131obeyed a the prisoner brot before the west he is either discharged and mother to laid or remanded - When the prisoner's offlication is to be descharged the only question to be true then is the begality or illegality of the unfrisonment - But if heher leenlegally infinisoned & is is not entilled to beine he is remember, 581.134 -5110 22 - 1 New + 330-46 - Lat - 850 - 20 12 - 586-618 Hat 16 Eur b-has left it oftenal with the subject to demand this unit of wither west of West hall - 9 81 182 - 2 Man 198-The great protection of this wit is that the person new not be un fired when the landoes not required - The provision of the E. L- hurry lien wooder by the Stuarts gave sie to the formous therees her west \$1.6 an 2 The this hardone little were there to restore the b. L - In one respect it differs - that are of the timeline Luis ser many Speel the writ in concertion & have It returned to his chambers . 3 Bl. 135-6-880 7.8 neither this state or the E. L game it to persons charge in execution by legal proces. The it will lie where the party confining hers no emthority

136- 3 3 a-9 Le infavor of a hiw against its

or pretenu of authority Then 142- 10 Mod 429- 2181-

This will is not granted to anale or in century on everities for a misasurement to rote at Exertis 29 6. 2 136

The judy't or decision of any west or of the heaving jurisdiction comment be received on Malea, conjuny of Manch 2211 11 Add Elli, 273 14the 404 3 do 658 5 do 167

The second secon the morning to a state of the

parent - or wife against her histarid - & a friend

of the party as well as himsely may have it on
application - D is obedience to this writ is purihu as a contempt 33 a 15- 3 Meb - 526-18 un608 - Stra - 982 - 2 Lev 125 = BN, 368- 12 Moi 868

Bun 631

Hing Philip mee consulting the oracle of Gelphos received the following answer - asis said -"Make coin they weapons and thou'lt conquer all" He owner that he had carried more places by money then arms, that he never forced a gatetile after having attempted to open it with a golden ley-I that he aid not think any fortress impregnable into which a mude laden with silver could find entrance 1762 more and it is not a series the state of the s the market so have a house to be assu a - - may Trans - - - - - - - - - - - -My not work and the top of the man to The Alberta later to be an are the pro-The season of the season of th allow to be and my agent there will of many cold and the growth was the A. recount a just ago. B. he afternant such that
juit terrain constitue a had ext upon which wa,
facid enough to satisfy the fait but not enough to
salify the second a cost upon die far for and
ext upon the facit just it was hester that the
money collected one the second blevals he applies
in satisfactor of the facit just upon the
principle that the law applies the payment to
that cheft which is most facerable to the debter
that cheft which is most facerable to the debter

This writ takes its name from the woods in the look of it signifying that you came to know

It is founded almost always on a precious juigh & very often is concurrent with pott on juigh

Sic. fa. lie, in every case when an ext is apprecently scatisfied: but in reality is not - list property of the conque pressure is taken on an ext a sold off many house Sai for against post to show came who he should not seatisfy the judge - the same eff. common to be level for it appears to be satisfied nor can the Clark if we another for the same reason a be is not to judge between the fourties.

To also if a person are in Goal a Sie a - will be; not against his look like against his look.

Ha judge is detained a extres not tolken out within the time limited by bown a Sie for will lie

In Eng an extil ment le tolher out wittein a year de a day or if a writ of Enver bees leen brot within as year & day after thost is determined

li sei far mill lie on a Recognizame hor it is comidered in the mature of a jung. I'm debt on the low is now

deire darias the more record removey a sir-fa- does not lie en a foreign judg". In a Si fe - the pointés connot go into the mevits of the former cution - but must encil thousanders only of that which has heaffered since the judg. A Boot 183 54 8, bro 6 283 Coupy 28 in. 2 Stra 1043 Hound 233 18id 182. A. It is generally believed that on a disfer weather the for this - port. * lethand our ex hour learn morged met ultho coffee the walle of the fit doublivered towns officer & he have received the lover info the deblow & andorred the exterity is in a good love to a die for in fred Atte tout on the judge. Hoost 192 Interest actionse en a derfee agreement sen la ver en les granes / en siered execute to at 242 the a he for informe on a just it is a justicial write & mustifue from the bound when the recor is the segure by the Electo, 2 fre. 172. Port. * The proof on die da may le ly attachent. It. 15h /1814/

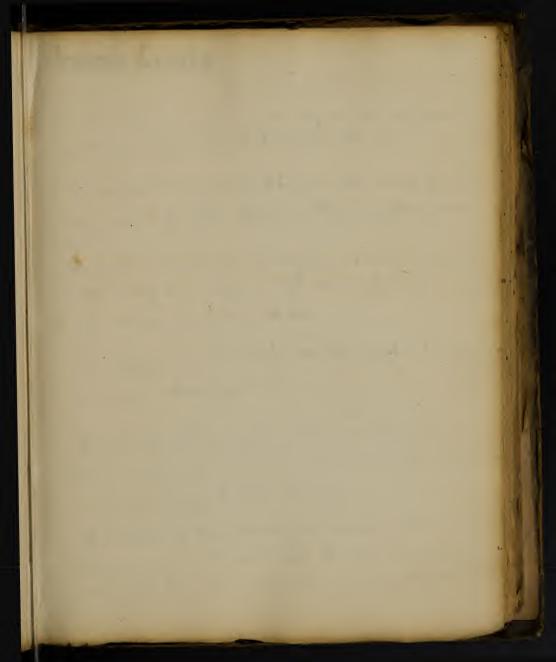
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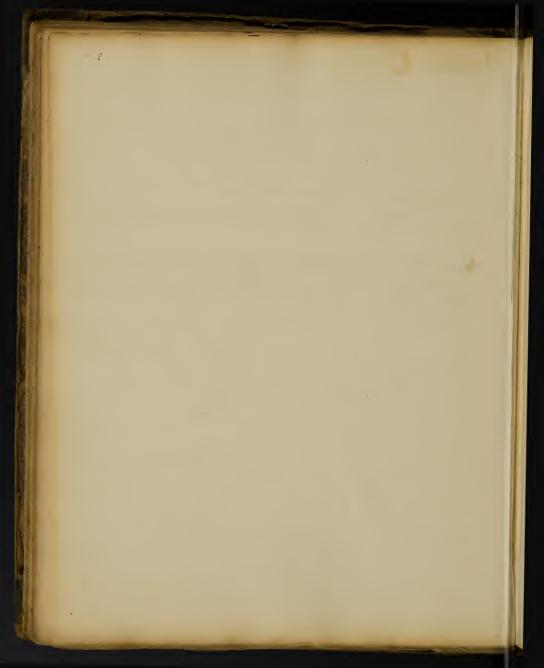
If just he has agt two & one dies Sir. fa. lies agst the summin & heir & tertenants of deceased & Sauces 50 m 5 -

Where an ext is indoned by mistake a accident remedy is by application to same leaust by Lie for amotion for and celias ext & no new judget is remeded for cots: 1 Rost 438

A. Mandaland of Jamin 8 John 78 As if the original grift is by companion on defecult - Alason. 330 lough 72% a the soundy where the just is by confermin is by application to the local upon motion & John, 49, Coup y 27.

make the wind or his and and all made in the second





Probate Courts These is the the box of removed pularing partians M. Cr 20 561. 1 Su 104. lu oper al lier to the I. E. en all evres from any dense go of a Long of house (It 212 to 5 In all was where an about so taken the with his corpuel to fact to \$\$ 212 Consepal met letter to the met S.C. H 218. 1 213 morail -The board of may langther and the frame of Commissioners on an endem situle say li not extension 181 Mos Martin If a time be builted by an order of Probate for ut exhibites attin that time that ung 2hort 184

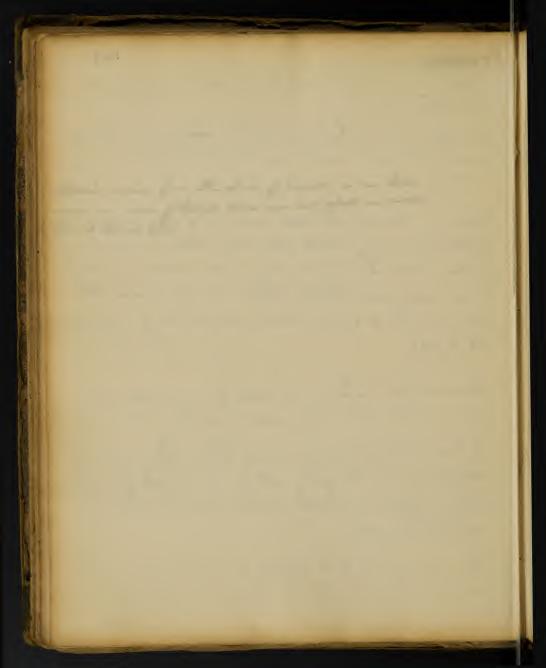
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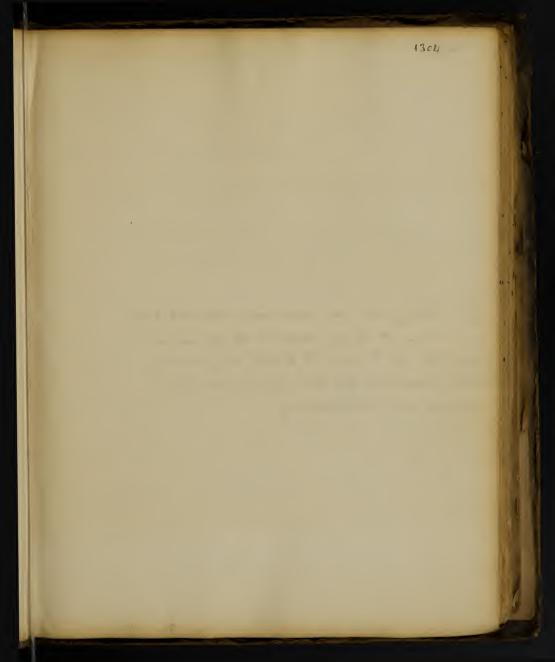
Probate In they if a free dies Ceaung low notalisia a trus leavest I have the or help of each sions. If 253 But in the themsel 4/ an francis a cin Coming your in to feelede dide to serventicher wow Tested levet is sett - que illust come in from the bonest on the exclusion wherein the ledular less w bellow in me le commissiones en en en entate to un tomin may be dispressed in our out in on the Brobat loved - 2 Rest 140 Part orders of a boy Print at with me it was do for all orders of that beaut must be found by Cuthanline Chian 2 Ro t 141.2 Commisternal claim is lours unter a feeling within the trinit et in 2 No. 143_ The discillowance of Ad claim by birmingioners is see 14 contain a book 185 12 10 2 20 - 6 outron 368

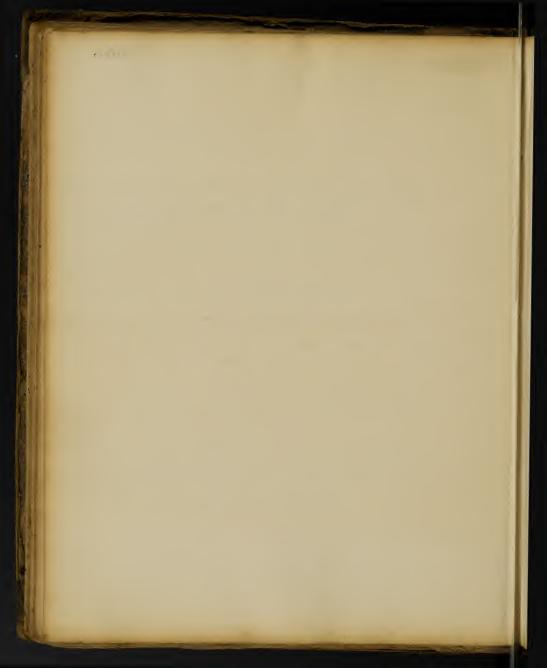
Probate

Probate a Cresitor countil Las on any insolve to the 2% T200 1.205 an appeal from Probate does not be in four of a breditor because too much is allowed another hartor by the Commissioners Where a Court of Probate ordered a sale of regul estate. without finding that the debts allowed exceeded the personal estate such proceeding is enousous not as the Court les jurisdiction if there le no france the deree will be ralia until set ande le africal 162. N. 46%. Herrs may licer a seriory on the Frotate tone against the Ext for making as faculation insentone & sale of lands 12 ay 15.16 bale. I am amount gives wont for the land of funishers exhibiter - 1 Day 312 The decree of a bourt Protecte is amount from all lessus concerns whether families must 4 & ary 221 1lt. ? &

Prebale. a street - The court to interned a town and the property of the same of the Monies wiring from the Late of respectly in one State under on never of Probaba there are not apalls in austin the 2 Mend 490. content princip that the select alla is a the and whole first processed with which processed to a mishibite if his I no med the descent to and finded set with by first al to the harm of the to be a point of the second the second the wind it is the bearing in the time THE WAR HANDS - 11 h mar and a self of the formation + 1 15 x 1 2 _ data late







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If one having a lie on goods cause. Thou to le soit un his own of he loso. Auch him they they are not remain from his promise, 156 of 388 do if he sotrup a title independent of a lies he exernest afternoon loss to the him him 15 March 444

2 Suctions _

Autout & 1243

Sui that apouter may between his mine into good to a this beson with notice of his lien as security in the scarce 4 Johns 103 2 Ml. 5 & 8 73 , League Fr & 270 Rose 34 1 Least 4 5.27 m

describer in quel is not at liberty to sell on west goods countries to bein unless he has accounted by the els on the unition of the blace however with it 1 Bay 294 2 branch 342 4 Date 389 3 bound 6 341 Reena 3 kg & 12442 n / le regueste 13. to just a custain number of sotteny terrets into the brands of a safe person to sell. 13. is not authorise to see them limse on went - 3 all. 1 211.

Where goods are consigned to joint of aton is With 114/ the me in the notice of to bligger wills fourth for the whole seles \$30.

Escal a fector entes a ordered al even the owner tough the 182 lo.B.S. 379

A saws one bought to a Broker who day got recate in his principals many autil he has been truckere the ruining tomate in his fitte wine of the variety set of the ruining tomathe broken but is still highly to refer on 18 Bax 299 Hours & Seles 830 / Serus where the factor acting monte del cureties of 18359 commissions selbs the goads on his order the beaven don, not know of and principal the layer man in a set but a grain, thin I the farmed and set off a delet done to him how that answer.

aun broken has notion on plate after death of human for life who because it as against read much the be liter no while of the settlent. 2 18 R syl Hern 407 2 bean by 3 Othe 44 Caul 432 435 in Bro Ch. 280 Un want authorised to soll is revenuel to have howen to found the utile sole I him minished in affected by any francis on the account to Will 338 4 1/2 17. 23 Wend 260

Sactors_ In care of Lauter legions sea an aution will lie either for or account him in less Down name 1 1/1 All 258 for the weath will be humaned to be quien to live in the most love & in the last the promise will be resumed to have been were by him - we levelit of Trace Bull 130 the whole excit is unin our as reducting to ween the united time points: 3130, 490 Siens and two trines farmation where a form claim, which to retain goods for many belongs of hornesson than y and factor in law all we live me themes in a fact of a gent between of accounts been founded in custom only & then stille 3 Bos 494. y then stritty 3 Bos 494. Alis lan is our insualle inter t. 3 Bur 2/58 Parch Insurance H. With went to their gent line it will not attouch until the areas come into the fuctor popul is II my 183/ y it exists only while the peater bede pore of them a diameter of the same of reaquelos is in accome par acos ly cut cal sequences or enteric la sells ecures a del creace commépies whereb he be mes responsible for the fine he has a in only on the finis with one short have fait with the personing of the apoints Cours 251 the too the feeter shower when were when he knew the principal to be an insolvent lircumstames 2) Bens 931 Where enjector how we special claim on the goods & how direct of them delt is carriere as the frampal. I be perton her on him on the wine led , 405 Bull fi the feeter copier to put the principal in less

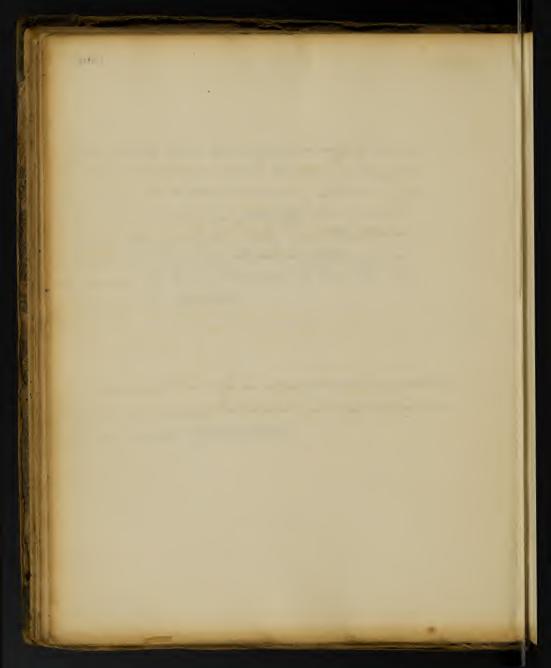
have it residing in one place harfants in the heart of B conding in another B. Supplying it with such articles or he wants from time to time promising sent actually in he does not accept in from other one could a change, then to it. It is not hadle to the seller of sente which actually calthe he deserts the purchase of the article which he knows B. due, not dead in a the seller is enformed for whom the article is preschased under it has acceptanced the pleatying of his credit or recognised such act. The account in duch lace is opened without containly to along the court of the principal of themselves to the seller of the pleaty of the principal of themselves to the pleaty of the principal of themselves to the post of the principal of themselves to the post of the principal of themselves to the pleaty of the principal of themselves to the pleaty of the principal of themselves to the principal of the principal

Suctors the medico learned en produce que la unount 11-4m (1/3) n before her me lear in respect to dolto was energy recountry to the time to a an involute truly & Bon 485 Muster Files The variable liable justiles for his as at gets late on bung Emit a on the count heeps within the bounts of in motivations 4MM porme uniter unterminer quen limite le lais forces de al following there of a year again grain attenuous stranda 115bolow by both that a more bent was liable for the dent of his forter ser que unter the firminfal is in fuelt . Solo 834 ng Sal '284 Ba. action sur le come A.8 to juston is allowed to testing in your of his prince, at the he may be interested in the every of the point 3 Wil 40.2 1/6 1/590 and the oper and I do more with a few day care for the material for to gitt his

Long weatherity given to an enjout on cetty to trament lecimon for his principal ment in the edobras of other perof le construct to be to traverist et according to the laws of the place it is to be close of It. 6.27. howe it proporty is told by the cognit to that by the laws of the place are title prosess the layer con dustain ser culcin against the principal for he is presumace to how the law ages of and a large with line ages of and

Principal's not bread by an effermation of the encoutherion acts of his cryont unless it he made with a full breadadys facts good hog-

However you my show



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de Place of autre goi, will not be rejected or account of the informat manow in which it is much by the presence but consent will be apigued atting give to make it peoplely 25 6 d 299. Ithis place can be present only by the rained 25 6 d 300

for an undensful per lowpine or to effect a how ful function by unlawful means therefore it is not endanged to most a londine to exercise one faith from the despent of low at them it on to another 28 6 & 189 2 tour 993

Sublic Manas & Short branch of Middinfood Sun which trato palder corner is cattles eministed Seed! The Mear of the crown or crown & w. 4 81.2 He term public worry includes all offences ourst Municipal but to wine or unisolomeanor as and sale committee or vonitted in. violection da luclei been commanding a probedition it tours I misdemeanor are surrous or the in agreement acceptation the farmer done to offeners of the news extractions know the letter those of a les consider, vooture-brine is an infantion or violation of a public right with sent in the community - Civil injury is an in parting the functe redits. 4 3/5. Le demont every some a faultie sorong includes a friend envising the battery - Silal for fine every some it may include as produce that injury- Ex. le publicaminance Inthese con attendient of the law is to give an focus on popular as tenofolo reservator - to the husting industrial with so, bird Let if the spence amounts to a felong the limit inging is regularly renged at t. I. wille evine I work is lowe. Ex Janon c 4. Bls. b 2 1 1.557 1. Mac 283. 5 Cm 582 Bull 131 The dortains of manger is said to be formaled on the policy of the Sun the object of which is to present offenders from a realing framile of & R 47.77, mg. But the Here so was so we to be that the framile of for the public was any readers it analogoible per the of analos to escale refresation for the

he confinery to commit a misclemeaux is not maryor in the misclemeaux committed but where the cime perpetrates is of a higher offence there as misclemeaux is marged 4th 2h

After owner often and a minimum & let the land he is hindle for its continuence - do if one purchase land on which is a minimum he is lines for its continuous. The the land of the time he willow have so that he cannot remove it have, if the minimum he excelled after the purhase & during the continuence of the leave 28 6 & 222

Merger b Itu 478 Sa. 14 1672_ I a come not amounting to a falory injures a be han his remarky; for the principant being help servere leures door for private even fen rection. 4/8/. Le tt. the doctrine of menger seems with to beaux lean regularied constraines for funding of arrows. Confull is French. Infeiture for annies have in two consonly Destroying undergasentes d'U. S. le in time of reace Moursland literal die a former suit for sulementing perjury 2000 cay 444 n. 61. 182.5.6 285 She right of unishene for evenis, is sounded in the Sound nature Whin done in tourer, anthonir le the recenter bour bour of God - in a state of wetters it was rester in siery) in dissignal for it must be are exister a ornewhere otherwise no exa. 481 / In a state of society this right incited in the seekseine facus juice leving no longest tree's own Judges & alingars. 4 tol. 8 The right of society to Junich is said is said to to decime from the comment of its members express on tout of therefore lounded no combact - Alis foundation is broad accough to cultionic Leur anto mada in se, for the incine not when has a right be fremis in a state of another unglit hours with

227/18 1 6 5 1 2 5 1 1 ---and all of the law way .

Night of minishment 1312 1,1818.9 Nat. 74 Paleys M. P341 Bulemaque 142 Consent of the eminical is in no care suff to authorise capital punishmet 4 Bd. of Bule. 142. But the most actional grounds for their right in all offenes a moral person has attributes diff from those of a filey int indicioencel-diff righti-dictions diff. outrest es ence-Vect Prof. 1.78. 1 Calis 4 Blg. 10 Pulcy 249. The wood all human prinisher. is the presention of crisics, His ence is obtained by one or more of there wants. It. By referming discrolers. 201 by deficing them of the former of doing future misched- 3ce. By detoning often him affending 4 11.12 Tenen 4 34 Persons capable of committing crimes Regularly all purous are lialle lequenistered prodictorisino to town areafet such as an expensely executited 4 81.20. all the excures from functions are Educates to one, the aunt or lefere of will. To wretitue a wine those must be a will of tropof consission and midingery 4 th 21. Hours 2. Defect puill in these cares tot. Where there is an about of winders on a the fame is our confin with and gurant quescally punishard at the I the of the cash of discretion. 1 Hod. 20.24 18/22.

A. Boy under the age of fourteen count to counter

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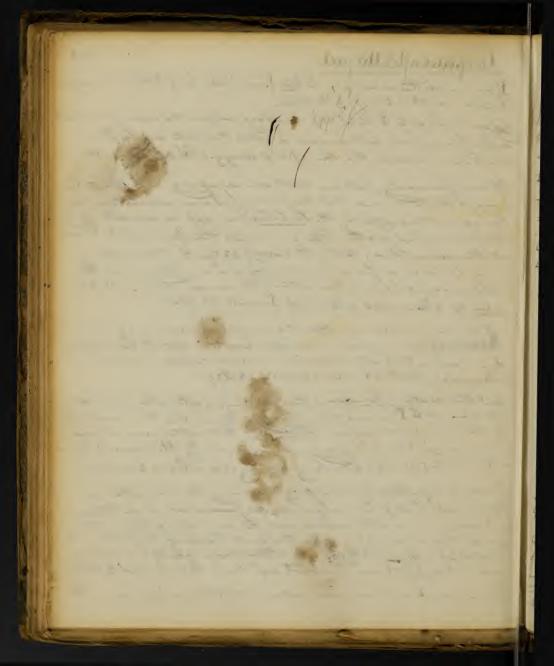
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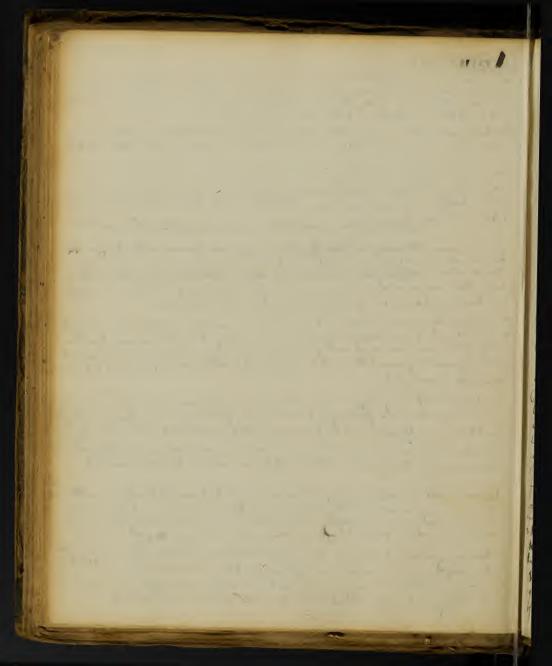
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wison It must be moderious out will amount only to extenderfy -Durning theo, neglect a civilant is not curon. 1 How 16, 1 Heat 5 Cg Ptowa 475 45/ 222. Helif one mediciously intend to been he have woodowoody anivertelly lund So it is awon because of the felouious intent. I How 1by. lusar at 6. L is a felony hunished with death In the reign of bet himmy was not elegended. He see up to me to trace leer entities to change but was talren availe 21th. 8 which leing expected by 1Ed b. - I was outer to air by 4 5 Mes. l. 4 18 221. 2 Cand 481 503 denies Jalso to ausponies beforethe Levilly 4 28 Ball, 418,422. Dy new It 301 dany weron should wilfull lum be ante If the life of rapour le lot in sudangere / te 247/ thereb - death About it no hip le the bot or endangua the person on consistionife mule should be confine in very at the direction of the S.C. not exceeding a year for the sa of que Newy la anglimite vivo or fertife - But duoing to the get. rule / & I the besone offere much be committee after deruition for the feed 1 haw 168 1 Hals 24.70 85 Ly. 323 2 But 1. 349 I a female confirm! It 301 in the come work this or goal in the county in which the effect for the semesterias as made, in hery ate. 62. the word in this the "action to been by setting on fire" wear such learning as falls winter that I she finition? It seams that they do if & it maybe de grand that the luming familial the first H 294 mint of letters, seages I consider that the point alluming of a olight crashes comes within the first It, the same with is contamplated in the care if we repall on in there of as hearing in. Durchery . ithe out of brevling 2 untaing entette mesers in leaves of worth. in the suite season with can inclant to commit a prinny, 43/224 18 on 335 3 Surt 63. 1 Ham 159 1 Heel 549 25d. 300 It seem not should necessary that the breaking shouldke of a mans in have . Ex houles of a town on cheered - 48/224 1th and 162 18 and 335 Her neight, of the arrivert lein a monnimularie obtains in the was of a further funtaine only. The elegimetrin ought to include the worlds Healtown & builder . 2 Med 600 4B1 225 1 Hours 162.

The unation of the word incurren" seems ind spensable wither insistent when the bradling is of a private lunare, Secular sent. 1 16 and 1/12 1/300 355 The tran "mansion leaves his driver all and buildings which are within the antibose on homestall being noteder a privileged by the capital Come 48 225 146 al 558 14 can 163. 8 hat 64 let 27. 52. 52 113 a 33 Pople 42.52 Leach 320. Her entilegy seem to be that fortion of ground enclosed with the house by one common force or conscite withit should be a force therefore an out house & feet distant represented by an afren Josepage & not within on commenter by any forme exceloring letter wand acquedges not within the untilege. I have 163 .. Leads 145 1 local 558 Today in a privateliour of the owner durant bougum it; or if he enter by a deft cloor is the reducion brance of the ledges. Seem if the owner longer in it & center by the same outraine door - Here is and one securion Leadingo . 2.86 . 364 2/8. Cartier . Hals & 1 1/6 anha Coufet. 2 Seeds 32 bu uninhabit à home connot la the subject of his Buylong Leach 190 If a locur on the for william has conditien a letter to be to works inch but never longer li-it, lus beng eten-not le resumetterni il berouserons in it .418/225.6 1 Hest 558 1 Now 164 Mutt 33 1/2 335 1 16 cm 164 m. be leaves on which are were ally reises the left for a shoulding assisted recor luite is a recursion leverge the second is in it sellectione for be also of a house one han, tund to wride in head food of his good into the head to be will end good in it. 1141215 1 Heal 54 4 Hort you I the 162 Men 660 Red. 52.69:46 460 40 Polis 40 Recey 276 the livere of a conform is within the definition 48/225 teach by Just 38,9 1 3 a 3 It unnot however be committee in a tent or look there leing temporary 1 How 164 ut sup. But It's 20, Buylong may not only be as at 6. I but by breaking a blooder, in which are good wares to the at a alistime from a good tronged in st. have din 1 her 63 that the value of a capel contemining good range lettre

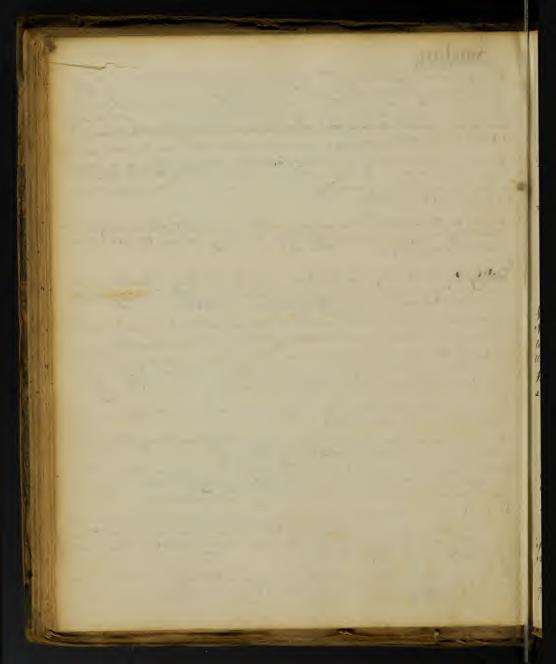
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the state of the s It. was clawysed into a lune a haired duce to a feet & comfelled to write can order few the payment of money & delivery of goods held not to be our apaut with intent to not 25 6. 2 306 523 1 -12 -1 THE REAL PROPERTY. 1 1 1 1

He who receives my money from my reclinary while I am under terror from his afounds is quilty of a famille taking from my freezon. It if furthing have in franche extents an authorism me that I will deliver it him for more of such outer I decident. Ithan 1448 Int CS 2. Massig But a telino which is restler from duits the person of the owner or in his presence is not within the definition of hobbery 418 (242 A second join to rob le lut riching him one of them goes from the sent & without their wwisterge and of their sieles roles Bo & then returns to them all one quitty le course of the intent to rol & afrit each other /1 Hours 118 2 Man 5 96 It advising after the offence is corn late does not funge the offence thehim it is still holding for the definitions does not require that the goods continue in the solder to a 4/3/241 1/16 will 3 3 mil 60.9 Secula 274 1/20/333 2 Me N 5 94 Pryriolena or fulling infaces. the nictorion while stirtinguishers obling from other lenderies. Founttiers wenters rolling 1/B/ 2112 Man 148 in Violene in this were denoted more thrown is implied in the more out of toeling which is violence in judget of law . The riolence went he she as is coloutated to feet in fear. Soul. / Muis 149 .. 413/343 Nort 128 But autuel violane is not weep any: putting in faci, sulf. The riolome or bulling in few west not be outred, to the toling. End on the stands minately from the foreser a attenuant, befor it be pulling in faced at is the rolling, because not or teching on by violance? The rioleme want funding one of the funders of obtaining the survey of techen you will wedness find and the survey of techen you will wedness of technical te Lumutong a formately below his money it is word by their solning 2 boll h 104 1 hul 500 . 35. 2 Me N 59 ?. Hand-cuffing a prisoner to extent money france prisoned there

Problem To extent money by Theredoming to come one of earl unnatural crime whether he lequilty or sut is artery 11 6 2453 with the state of and a tragant , by the

Robberry artically extenting it is robbery. Leach 200 2 Med 594 listo fulling in four it is suff. Attack so much force or threatening is used by moral or jesture as might notwoodly exact an approheusion of danger. 4 18 243 116 cin 149 Hest 128 Seath 204 Sula Aturateming as is Chely our ding to corresuow affectione to excite an appealement of downers to our eleverates or good reputation is a suff putting in four-Eq. Moratoning to cure one of air uncertained time. Solution in Euro by out the Lucige. 1 He 249 296 542 2 Med 548 Voit. 12 Leach 199 25 Daysing with a drawn duced is adding to family astorling money from another under pretence of a sale 14/8/ 3/13 1 Hours 149 Mad 537 Lecul 204 2 Mil 8597. Whattier win pelling a mondact man or any produce by violence to soll his grover out their full calue is lastlong the. Sout not no folimions intant. Mora 149 4 31 243-Nice. Hairis' care had 43 that taking goods under legel proops without colour of right & with intent to rot is robbery in phender Lagir. League loleore is the fecus? Putting in fear not necessary in the indicters! By violence is seff. 4 81 243 Man 149 n. Red 90 / Fearly 204 When the offence is locid to have loss committed by patting in few it is not were parcy to face artered from such insumotioned of riolence on one returned to existe it is suff. It. One knowless another down without wayning lies a strips lim while semales - this is roblemy the, there is no fear 48/243 1 haw my 1 Hal 5 32 Fort 128 Seach 204 211. V 598 Re election of perfectly in the goods without any island expect is no exerce 1 Haw 149/ 1160/200

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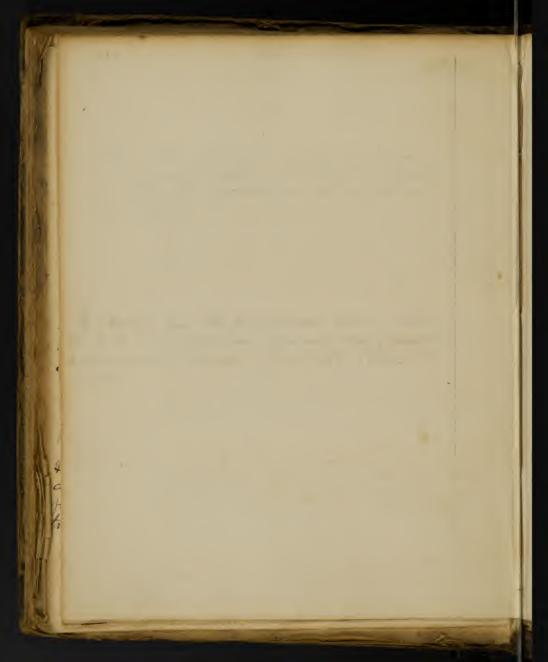
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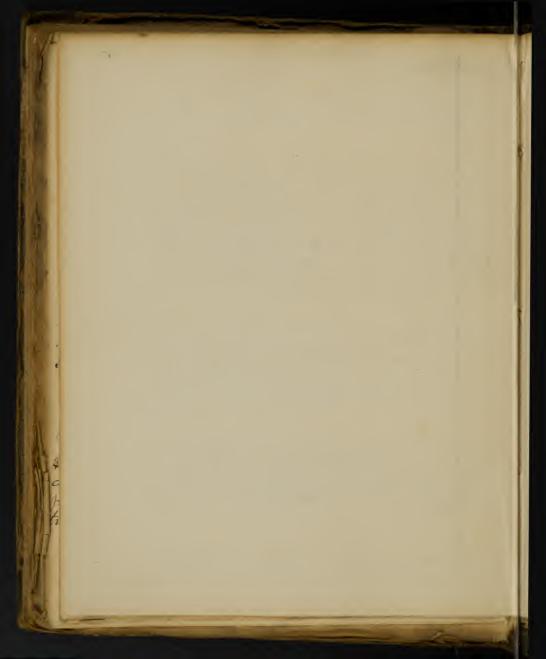
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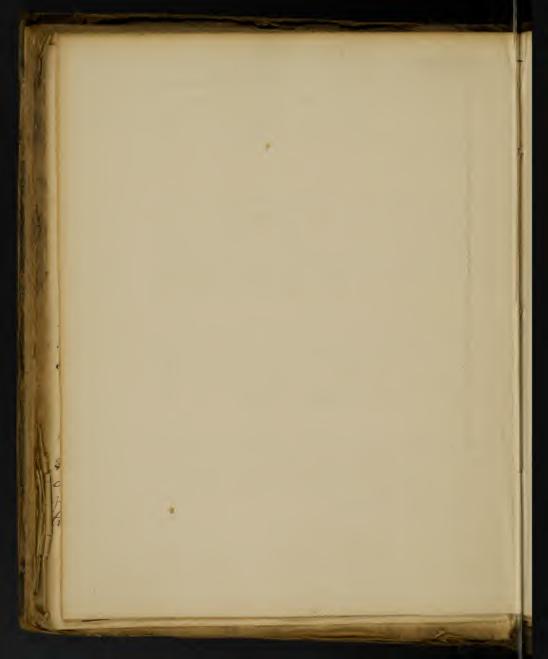
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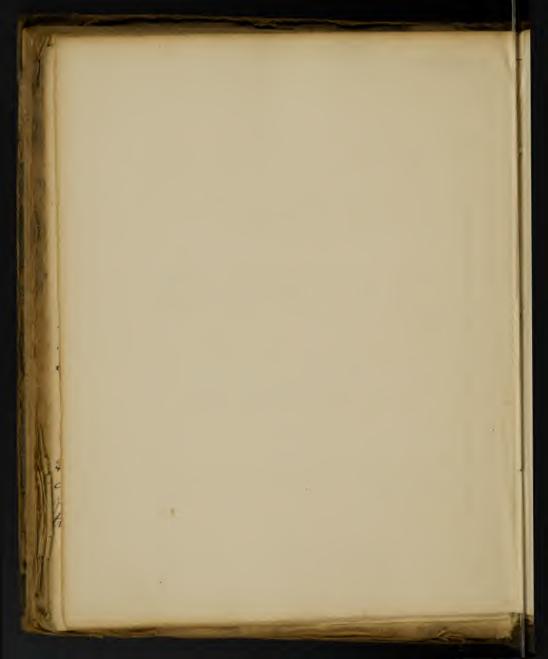
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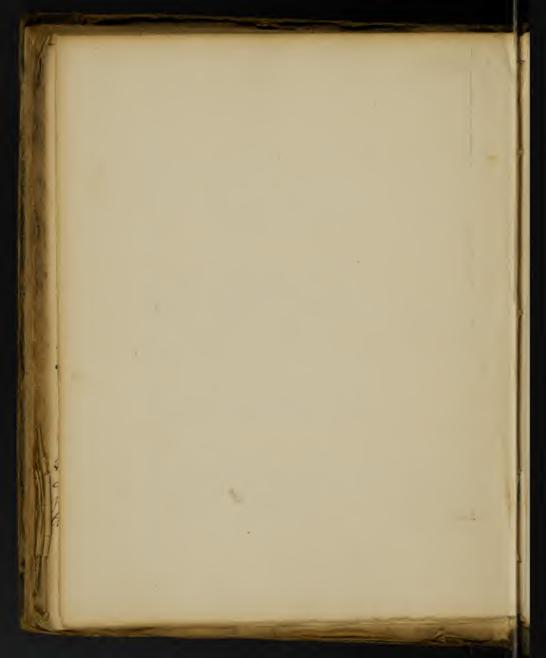
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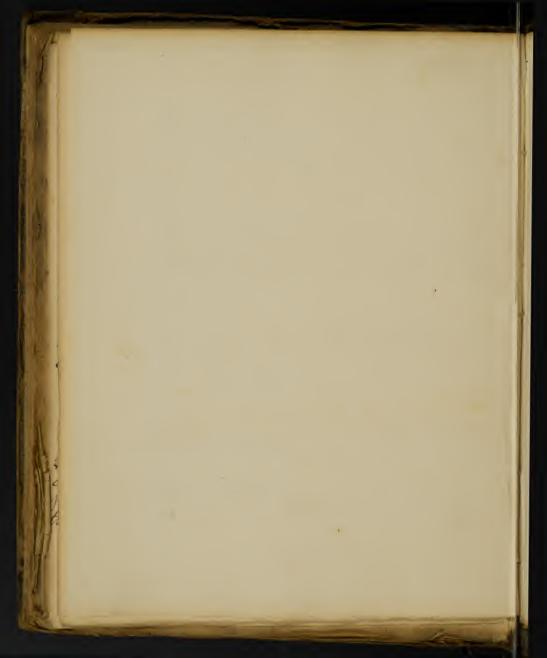
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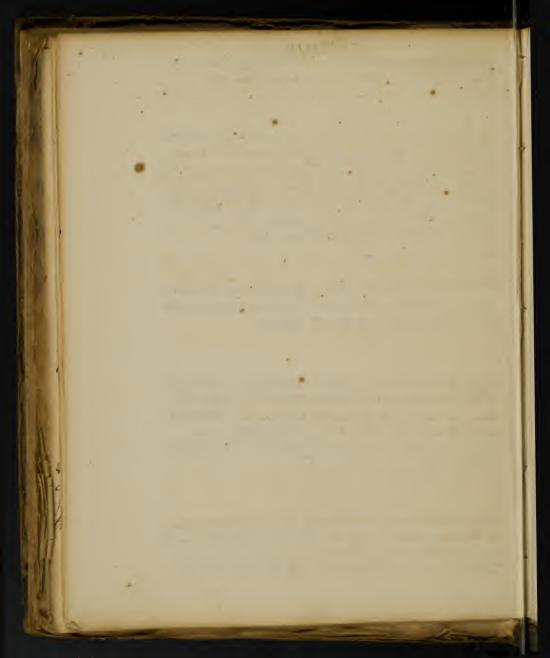
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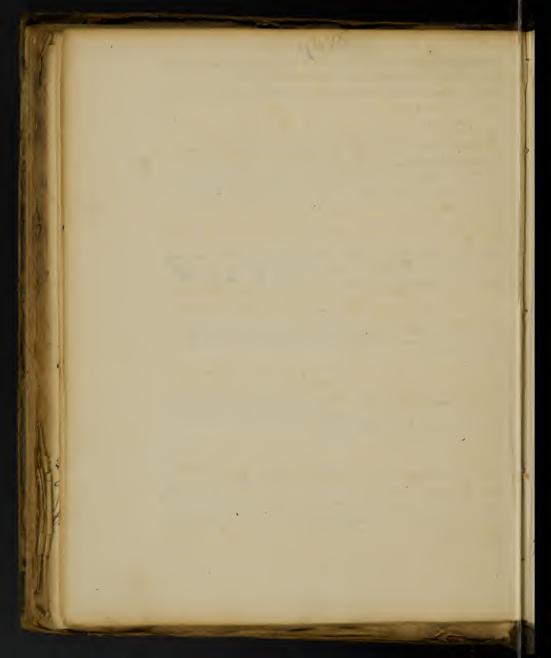
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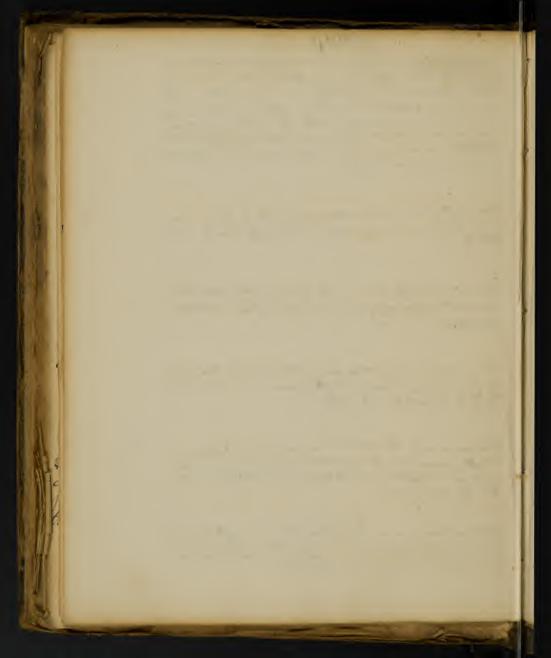
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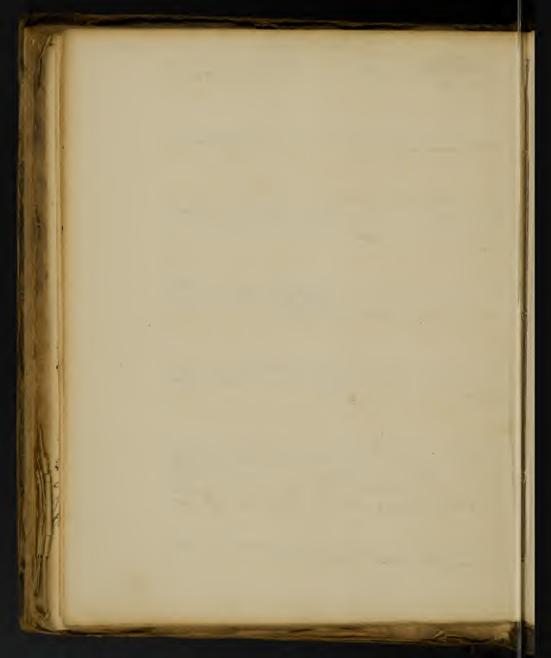
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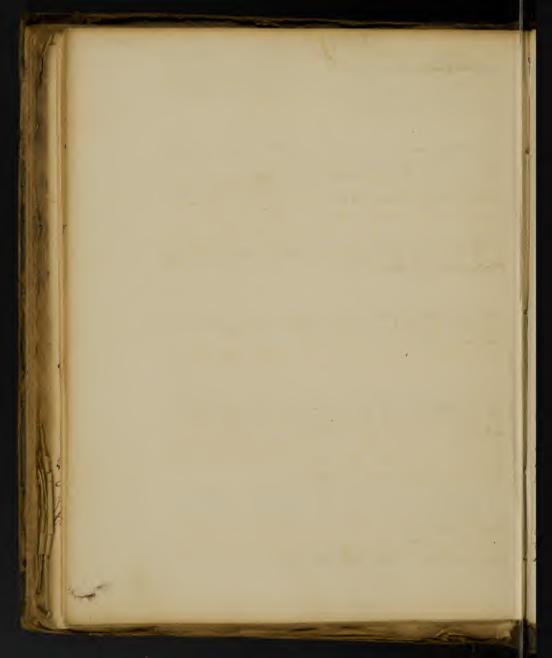
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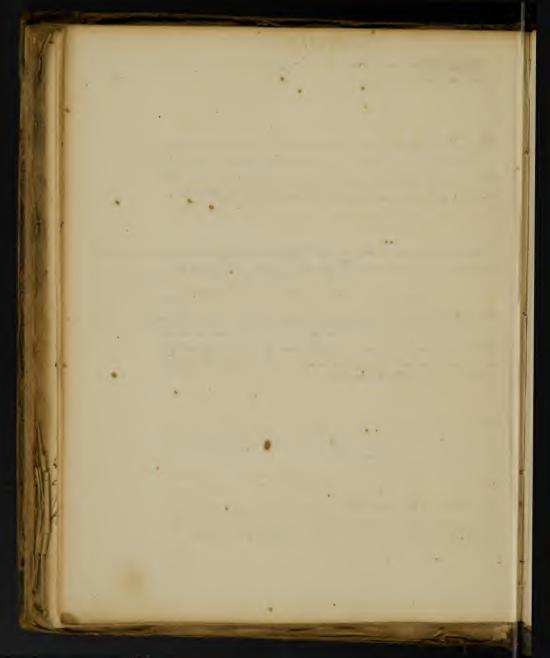
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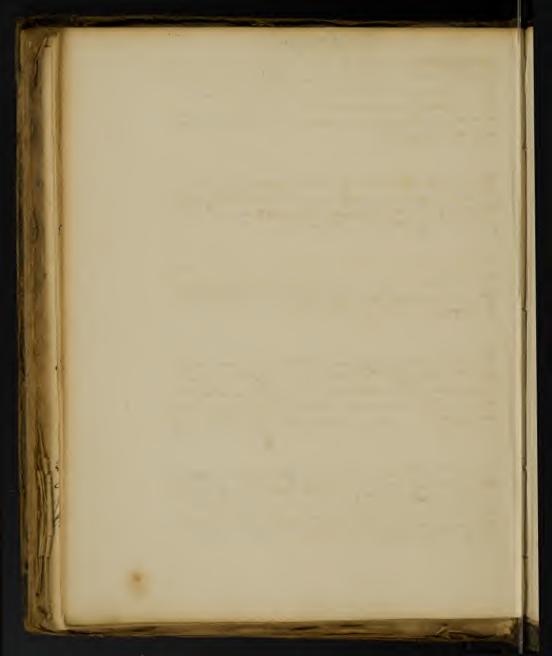
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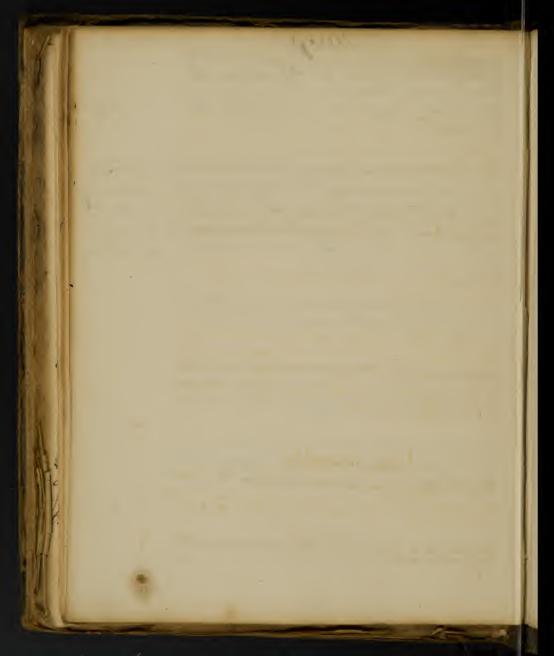
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Where the title of lever is conceined the writ must be returned to some court in these county where the bound his 2 Su 193 \$4.34.

Cequi lan cution may be best inthest county in while Ho or Deft duste es in come civil actions / Kirly 401 Gre. 8 145/

huits lefore single mergisteates much le proservited in the town in whent off or Deft duckes except where there is no magistrate in either who can lawfully try them in the WH may see lefore a magistrate in one of the towns next adjoining his own. It 32.4-

But a wit of error brot to the & complete unable in that county in which the judy a complete and of were wed. 1 Nort 259 Plo of petitions for new trials 1 Nort 255.

In tuention actions in Engle the sence may be decinged on motion for secrowdles course of source & recently flea 1Ber 20 16 a 85 del 669 7 3/6 > 50 3/8/. 294 How 8/4.

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Writs returnable to the 6 or 26 munt be made returnable to the term neit following the date if there he suffetime into serving /110 ot \$15.16 | Servicit is known & Serve, right as in Engl. I said 341_ 296

Summons. When the process is a duminous service is made by receding the write in Dotto having on leaving an actuard copy with him or at his week place of acces 2 de 188 Most 497. At -32.3-

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After officer makes service ly reading a sawrey service by reading bearing a copy within is not true wite not adole the wint Mart 49?

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Allachments are to be regularly send y attending the property or lody of Doft-

the the E. I relating to ansets in Lysto 80

But service by recording or ropy is sufft to had Deft to hind reft to hind - noth eccense of extolerat. the the officer sucy he hinde to fly. 1 knot 54 128 5 33. 2-130

MANAGEMENTA!

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Hachmen 1402 The Defts laws is also liable to be token by attachent but the officer is not loved to take being where he ever find the lody neither is he justified as agest the Iff in salaing unlep so directed by off - 23 h 190 RS 367 General of the lost may be needed your aft of the officery not out of it; the be many le out of it; the beauty of property need or personal le attenties the officerment there with Deft or at his www place of alove if within their state atrue why of the writ with a description of the property oftender 2 sw 190 81.59. 60 I real extere is attached the officer must also leave To like copy with Doft or one at the Lown clerks office withing access next often attenting the estate of lefere the time of severing the writh housefficed decent is not had an agreement away other wood on long the fire free functions hills 103 H. 10 But the one five of this copy will not about the suit for it is merely interwed to give notice to other coditions aprenteren - Jebo 1 Leo 189. 90 Ridg 40. Personal estate cettacher is not holden torsofon the just either eight the deltor any other unlaper is techenant a levied reform it within bodays after final

a 6x who was consented that another many leng upon law he has attended count enforments tooke them away & if he awas the agreent the part may be proved by word testimony the st. instanticationing /2 host 394/ trans Any property which many be taken in ext may be taken on attention?

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1403 judget is the liew's lost except where it is under a prior incumbrance attentioned lioteen unless eyn is taken out I levied within to day ofthe the incumbrance is removed. 2 Lev 189.90. It. 60. Totteelieu ou red estate idor unles est istation out a levies whom it atte leng a opposimentare recorded within 4 months so existed in the cone of a perox incentracine when the proceedings muit be completed within 4 Months after the wumbrance is removed. 2 de 189. 90 to 30 Here would property suffe to satisfy the expharteen theired one of the He count have a now exprove Seint seell on jung to Boue let Ext. De 355 Sol 323 2 allo 214 Scalely decided that off cound attach real estate without entering afferit. I & N H. & July 1803 Haperson is in enotory of our offe undersument

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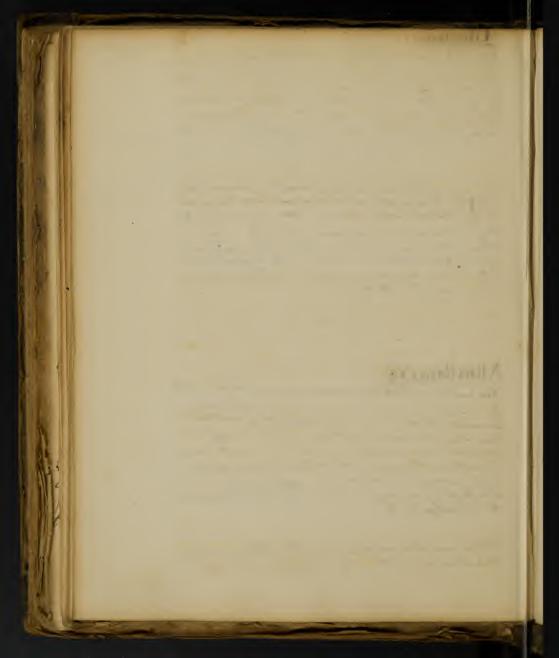
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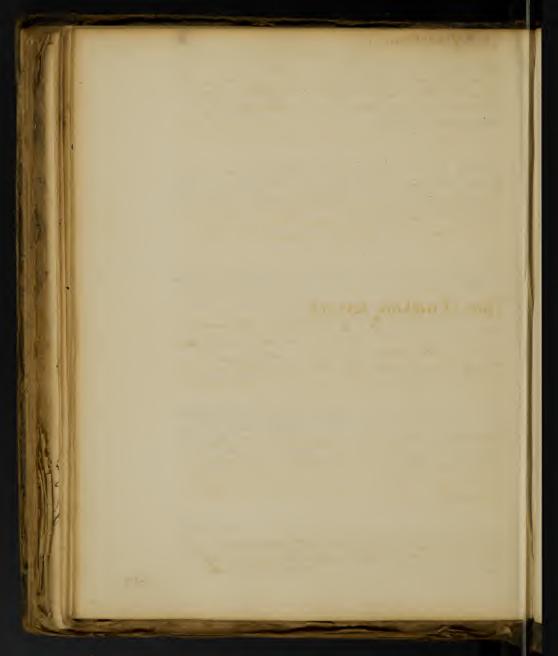
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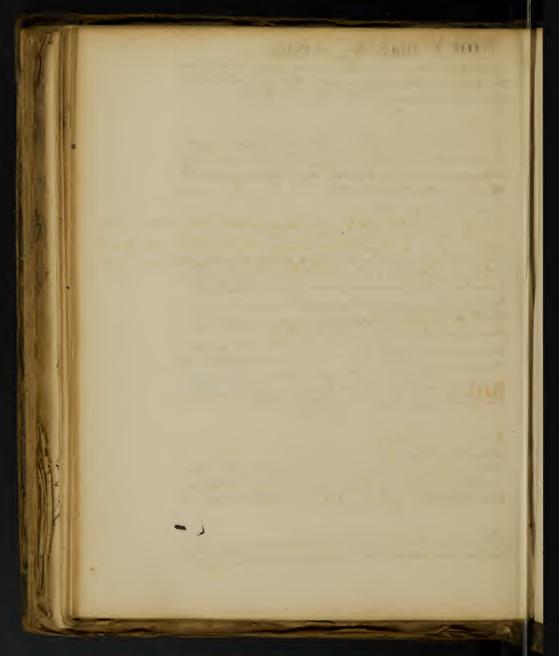
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Nule in My. that where the him cipal is infimed for dot his austral that the laid that have have thirty days to demonder after his finish is disched from buch faxion infinional to if the Bailer sund there on his recognizance the court will than process - ing until duch 30 days have affire. I hand 263 pursues

The proper action to be love on the beil love appears to be debut the from the words of the H. it seems Lie for will lie for Most 281 4289 / 2 hu 1/3.5 49 Riely 385 Det 39. Six Bail -On Engl the certion must be boot in the cin which the original action was brok - 1881 6 152 1-355 stour 1923/ Lewinte. an action surrender of principal upon exten is not mere your to save the bail fer it is the office, det holding the est to make dilig. reach for him siffy there of due seil egeme the off count take him the bail one leable beaut they are not liaces, 2 hos 174 thinks 382. 4 hatver in a come in which the principal obest lunself up in an enver room aly thereats precente the off from toching him that the beach were liable suff avaidance The return of war est much be fairly mand or the bank are not liable of Phy Solfice processes send a return to le maide comerepand for the purpose of sulijesting the beile they are sinchenged & desty & Bridg 883.4 -

iparty house to appear before a west of recinition juicing a course what should had juicet without leave freficts his range is that he acquaits without leave sur is it very depend that he acquaits without leave if he did not appear when there demanded at a subject aday of the west 10 hand 431 Herob & 2. Che 15/84 Bes. Boil in Crimland.

The only use of the clause" that he shall entilepart until dish" is to certain the party on other houses than there have a super than there for which he is factivaled, required to amos wif he is consisted on such other changes a refuse, to appear lifter formal notice the recognisance is for feited Hands super 10 Mand 461

Bail the it deady is not necessary for the off in relecto adificit the boile to beday the return ties the expension of the be crays for the purpose of finding the friends sell these reaserably. If the principal die before non est returned the fail we seemed - Other Daid & Su 1/5 Ber 2/1/2) (Daie tothe of must be sincheringer by Mr. em certical successed of Both, Rody in & outenly his boile or by herens of /18a 218 1Roll 387. It by a succeeder of his lady or Level as tendend suffe personal property and the expe before non hol setumed only his leingin an detirotion in which he might be to time by the use of dere dilivense / 2 du 13.0 aly his doutte ut sufe If as will semport 1 By Dotts fewering Lentering ofrenced Lair in 2 Most 101 4th By Pf anothing a plea without opened bail attransmothin custory 1sh 5the By Doft detaining fined just 2 du 0/5. bbith Brincipals bembrutyley Semp. 1 Bos 448_

A recognitum to a food in a uninimal proceeding which is forficted at period does not proceed a foodling for the dume of force our clocs at the force of a dulinguist amount steens of Pet 709-

a more offerment in E. without a hunewood without blecoming due, not seighbourge the bail Miney 434) Does not a ditestory plear O. St. 30 for Dix bail _ I Date le surendered in C. it is necepay for the sofety of the boil that the surehoule enlacedon the serves for no other thousewww. in admifile to wore the fact 2 de 174 King 18 Mos 210 les 2402 1 Lev- 24 3/3 what. 192-On such surrences the Pf must more the E. treet bet be taken into the blends custory Leens he may go at large & the 90! wethe lenefit of the arrest - gu. Is it not the electy of the C. ex. of to order Det with westody's att. 39 - It is not the weather Afthe principal be in custady for a cuine the Coil may bring live up by locale as Confus to Dunencu luin Muils 218-When Deft where lody lear leen extracted offecers in 6. / 2 closs not enter species bail pleament being the of required in untory of the & -2 pt curfe a plea not centaining there King 434 20 course the bail - que Fact Mis

1425

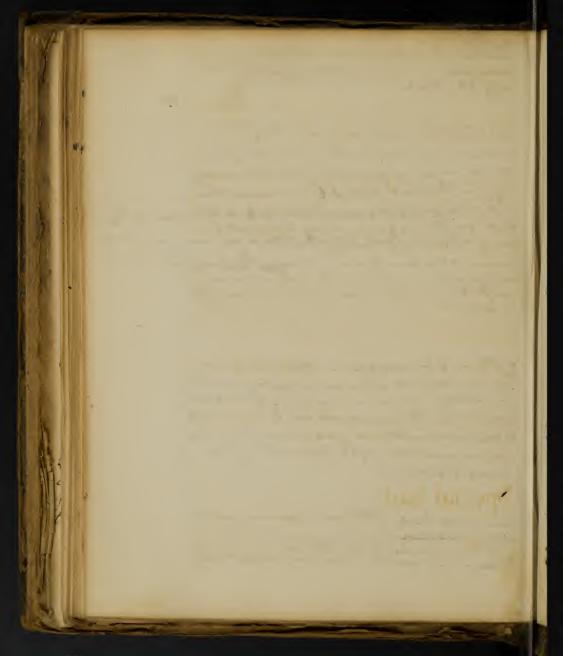
51 If no enter wito a every micame or laid when it is not demandable he is still leade 5 thend- 287 des Toleration & Larane 2 lite 1459 -

But if Deft having pleased in custody presails in the original action he is not oblicioned on new trial leing grantes to filed in custody again pattles in Each I. C for course he is not oblieged on the new trial to give second bail for this is given merely to present his leing taken into custody the Doft loss consumed the locally runnereleing himself at the return of the writ & on otterining gudge he was of runner released according to law.

If Pf. in C. C. accept from a Dot where loog has been attached a pleasent containing the words in wistardy" no special beard leving given attached part present Pf courset in deep. C require Dot to beard in englady on give special beile he has worived the right by sweething the blea- 2 Boot 101-

Towne rule dends. If hew presented in E. & a Dot had appeared for there would be evidence of a waiter a do bends. I the same rule we abtend on a new time promoted wither presty

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Sed 8 1 In Eng-ly St. 11 Geo 1. Plessay enter a condum officement for soft trad 124. 6 -

the Deft requilanty appears Dylinself or att, at C.L. fronties could not in good coppear by lettynew by It wester 2 they may / Liace 114 1 but. 125-12 den villoa 244. 2.83/ Confinctions aggregatement offen ly Cetty / Centre est sup.] -

Our S.C. have decided theat an attity may not off_ ear for a town off. I under officiated by a water of the town oily are signit authorized by a cote of the town to retien ou littly

a Hariff commot appear as cett. It. Dit She. Nost

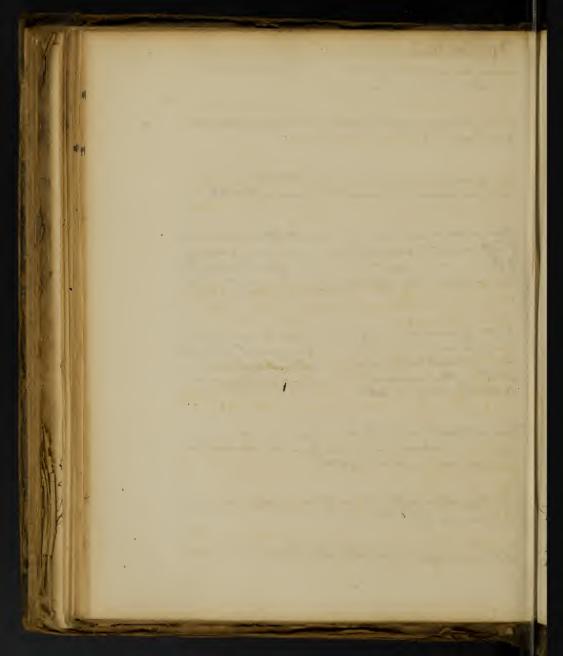
Lut Aff ly gerand ion or next friend Difts-ly queen alon Diococ 19 & Ch. 135 R. 244. 2

Special bail. When a Dop who has lan

cereto i hot wite E. ly anoff on surreweredicto . Ly his beach on by his own coluntary act on

had low age

Special bail. where he is discharg- out of untody attre bail to 1424 the She are of course dicharged -In Eng- their welled boil deliver a bail to the action Acoear 156. and if not remembered be is not allowed to plead without operiod boil of Pf. require it & 18 Hered bul counting to one K. 18 must count of suff recetion litit is common lo accep secretor folo not except the sucction offered the Court bediever refer their dufficiency by enquiring of wetres-In Et. special beil is que in que le oule lyttre deceties entering into se recognizame ina suffer sum that the Det shall seeds the final to the Pf Rich 12 378 / Deiro that the party for whose lanefit exercion-izame is bother may one when it whether he is comme or not think 378. In Eng- it may be trahen before a Luigen Commispione out of G. 3/3/291 Alle recogn is ferfacted the special bail are



duigh to satisfy the whole judge rendered aget.
Their principal
But it is forfaction no otherwise them by the principal

1425

put it is forfeiten no otherwise them by the funcipals ouried and a ration of non est outle extension as in cour of beil for offerenceme

In Eig- the bail are simberged if they amender the principal before the return of the disfer agest thomselves. Give 147.9 (Wes 270 286 M) 593 2 M. 187 18ca 2/1 Bos 1-

In End-ancilly of the 6, count le special bail to prevent mainterinance & browge Doug 450 nor

In Eng- bout to the action is special bail line have for the purpose of taking their principal or right to ge unto his holice on smuch a, he has himself is Loud. a right to break his closer a MAS 120 port of

and they men break of outer the house of a through in which he strides to seek for line the outer coor leing for - gu. is it necessary the outer door he open?

To not the sceme rule, offly to bail for appearance?

In Whether Species levil recognized in one Hate centake their periodical by within of a back price in another

1426

Decides that they may by & hop is holder of tonie years rime | Day 485 & Epf 100 m also thook by election that am off having mede amendet may by emerche warrant setate his prisoner in another Hate 38389 of

a Caril fraise is merely sew entiry or menurous wind of the provedings in cetting the Bope to Cail. All 291 april No.3.

from L. County dept term 1816 on a wint of attenth int.

from Concern in Downty returnable on the -de

agric a. 13 of a - at the suit of a - of a plea of Debt

agric a. 13 of a - at the suit of a - of a plea of Debt

of twenty decleur - the bail and a. G. of an & C. D of

de

d. atty for Deft - the party limited in \$20 early of the

bail in \$10 - Debon & Cubmonley is their across a

lefere me - 0.9. I peace &-

Jail may breach and autor door to belie their principal y Johns leate IT

If final judge is rendered out Deft theredois that on friencipels anoidance a return of non est the operior bail our lound plake bail for appearance to actify the whole just- gett or downing as a roots. It.

Bail are not hable began the extent of their on ason which is in the nor tracted our recoverse of costs of the original out will you into or the Trung! between the righting of july in the Court clow & africance in the Court above - 20 11657.78 (2 aug 723 i. 3. 11 Sure 212)

the usual a most proper action ags - specied beilt ; is a sinda it leing facewood on a record 2 dec 1) 8 7 Rich 378-

The Send. Dett may be brot; ou the brifer the juice; sendered ago the Juinited is affirmed agot the laid with se dictional enter

But the his far er other proces on the recognique mud le reces on the beil within 12. Ma ofter final judget buits aux beil to the off are sulfect to the reme limit ation 2 ho 195 2 Root 380-

Decided that the 12. Mo are calcular elle 12 Root 380 / Gent sule of C. S. contra 2 18/ 14/ 1/ 1/ 224

The feculiaries day on which just was renoteed ought the principal mery to proceed attensive than by record or Most 330.1 I for no entry on rewir is mouse in our practice of the positional acres on which just is renoteed all just a leing entered us of the first stay of the term

If special beid is given in 6.6 sew on spead token the bird the die fee or other prough must be send on the baid within 12 Mb? after judge rences wir b. 6. The judge in 6.6. The judge in 6.6 in such cours not being find within the meaning of the limiting clown of the the for it

The principal having lear convited & lantenes to State his on for 18. years are apondented was entered on the hair him - Lanceum the law her taken him out of the power of the Bail- 18 Thus 335 anter 14891

Hute. 22.17.

In consequence of their limitain extra such le techen out ayst the funcified a non est returned within 12 Mot Moup - sit must be to be une such recover as theat the return may be faculty me are - Ey Not on the crey before the year efficien

Butaurding to 2 ders 18 it may be taken out at every time which will admit of due deligence to take the frienches. 6. & 1809. Book is Collins

Suits on louds er recognizance for promace not within this limited 1/2001 8/3 5/3 2 Lev 1/5 -

to revoure for the front of our appeal by Both does not exercise the species boul - In this care lost londs men are liable if judge goes executed Det for evets a that species bout on the return of our est for the delt or damage, also

Under our It 18 Species bail & buil to the offmay on just newwere against them a before serisfection maintain an action against the thought principal

lind faloud of indemnity is quen they many decites meintrein an action or it as soon

of the executor agree that the principal shall defent the state attent see proceeding, that be law enter his return of he dees perices against the bil he may placed there feets en las if muse without his wrecent of with his wereset proceeding, shall be sland until estern of the West 6 March - 236 7 Course 274 10 Mln 236 Lent " Paddlejus & Bue 1678 for Gater -

dpecial bail. 1420 is they become liable is on the principals Envisance & a return of non est & lefine auit brod against them. It is no objection to bouil their they are insemnified by Dette on attice person / Rycept sefts Cetty- in Engl 1505.21. If fined judge be guen in fewer of Det the Special bail and of course discharged as boile to the sheriff would be if there werend special beil. 2 two 175. 5 auto 2/ and are enouncery geologe the received by went Server has the effect of a femal judg or rather is decuide on final judy within this rule - Ex. Ledt in J. & for Dete- a recond in C.E. - a se judge in G. & for Deft enot appealed from lett received in I. & on writ of enor_ 2. two 175 1 Mout 102 469.5/1/ Jeun in Eng- Ef 195- aute of Si esto Conormon for prost and head by Date - 1 hast 4 hg-To a judge in four of Dete cotte wonds not wride by granting a newtrick is

A Sheriff or att of count le laid 20 Loling 129

Le series such judge so rendered for Dett in the series such judge so rendered in the E. E of by a single succeptated & not opposed from discharges the bail - Lemb.

Special bail are also dischanged like bail for appearance Cente 50.1 as fly assurements of Dette looy for Leuces of sufft personal suspected and the est lefere numer returned or lyhis leing in a situation in which hereight le balan by sure diligeint or by escattile fore such return ruside _ 2 hory's 18421/3 Muth up

the baic have faciled or for other reasonable course -//Noor575 / So of horizoneces for from for from of sections or officels-1/Noor575-

Defence and Pleading.

the Deft having opposed & where it increpany having given official bail or leen towhen into cuitory is to meshe his defence which in St. hornestie neitstage of our proceeding.

- 16 The 16 Blue and Prading

In fing-the first proceeding ofter bail tolter oution put in is the fileing of the declarwhich may be under certain circumstenus, M.

some at any time within anyear after ruing
and the writ 3/8/292.5 7 4/1/1.

by defence is meant a staniol of the comment course of outing - but judget may be sended in several ways without defence no well as often creferences . 3 1/129/

I. Default. I Doft does not appear at the return of the wrist often being three times publicly called in 6. he is seen to make default of appearance & his default is recorded It. 33.

In 6.6. the Docket is called on the first accy of the term of What, as not then expected by himself or atty. I account his course on leving called at, his defautt is received & jungt, without accept him unless he expect on or before the second secret a more for attried in which conettee Defautt is exacted or other beauty in which conettee time. The His counts therefore teache out est upon a defautt till the third day of the term

When the funtion agree that a default or nominit that he entired according to the decision of the lout on a case stated matters of form is the pluceduity, are writed unless expensely seasoned II Och 214

Hardari I

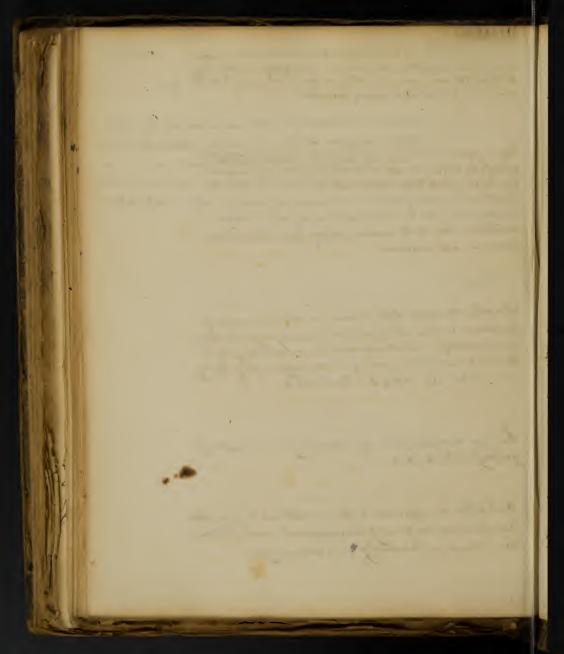
In I G. it is not used to call the docket begue bouly therefore just is not remem upon default by that B. till the case corner to its tien for trial unless that I more that the case many be called.

By I sule of both 6. The Iff may at any time take jumpe by difaute not withertanding an appearance for Dott unless Detto atte will dulene in of en 6. their in his belief there is a serious defende & unless he does this the 6. will onder a default to be entered - This is to arion a deley of justice when there is no defence.

lefter defact made Deft is unindered in b for many furtheres. Ex. For the perferre of moving to be heard in demnerges on which motion a hearing is to be heard as to the and of decenceges only kindy 17. 2/6/1. 351 1 Level 1/0 of 5/6/6.

to for the perfere of moving in arest of judge 18 12/4.

But often a default Deft. is not in & for the purpose of moving an offect under there has been a hering in demenger-



Delault.
Our judge ly default or when dernierser. 1433
damages are appear by the E. / in Engly aging
of enguing Desay 501 & the Diff may always have
hearing in examosoes. Ht. 33.

Dut of bate a given has been ein penned with in ding in certain censes as in liles of exchange. Daug 301 871 32h Mb 181 252.

In Eng. a default regularly admits nothing more than that off is willled to recover something. 33 1/2 302 Diad. 4/14

In default where the clamery are presumptive I moberaring in dominages is more by Doft guigt goes court live in 6t. for the whole sum elemented under the Doft by suffering a defended colonites theet he is liable for the court demanded by Ecues of took generally I some court of writing.

But if a heaving in demages is more the default of mits (bend) nothing more than that If hers come of cution & he must prove to what amount he has restained accuracy - So that the default per se counts nothing more than Iff right to server something as in Eng-their no

In currention on a joint contract agt twentier one has suferia a defent of the other obtains a readily just must be consisted us to the find the 143 no 1 there hour 18 dl. Br 358 & rendered for lette & Day 30y. I cous in destroys If com of cultim ags all 2 Sd. R. 1372. S.C. 1 Stra 510 3 Day 272 5h 143 n.a - nection le made for a heurieg in demages judy- pour for the whole element ut. 20 38M 302 Bong 303-Where the damages are auntreined of a written obligation for money the defautt womits a Gualility not to the cent of the dement foulut for the feve of the obligation except sofcer as it to deminisped by indorsants. - Le whole no motion is made for a hearing in demerges - Here the E. curatein the accurages by inspecting the oblegition & sullicerting the endersuits if any Same sule where the damages are assertainable ly reference to a known Handend - as in cultim on olligations for collecter at articles. Here the Court enquire of the by tenders as to the value of the certicles the no motion fut sup. I doutstied the endersuits if any But if such motion is neede after defautt the Dep. may in &t. proce payent. not endoned a decired by Iff. Seus in Eng- 308. De g/ In End these loing no motion for a hearing in classicizes but a ging of enquiry the rule which

Chief of noment without awarding ents is incompleted can written be affice never second - 2 I when Ap 8 / Secus when with use another the contracts

Confirming enter on notte to his whole declare to one count on to a part of a count 1 Sicion 629

1 Sand 207 b.m y down 120 & an 455 - I if an notte
is entered as to the whole costs are allowed down if
the notte is entered to a fact only leaving a perfect
come of criticis for Def to an war 4 bt N 12-20 6 bog

a Noble as to part entered after judy! feather whore is equivalent to a retrait & a law to any future action for the scene come 20 6 & 302.

Default.

regulates the and of damages on a default are somewhat diff from ours. There if the claus, age, are presumptive a default armits only a course of certical lect on an obligate. How money it admits that Defo. is liable for the and deducting the surrounds aske to.

1485

Lever 3

- 9 - 6 - FB (5 4

Nonsvil.

Melays or defaults agt the rules of bours or of the election of the election of the persue his cution & lecomes arouseut. Ex of he omit to prome londs for pros" when ordered by the B. or to give ozer of his cleto or locks as 2181.295

If may also whentenily suffer a normit before or after defence incool by permitting himsely to be three times published cotted a not educaring but this next be closed before the secount is delivered to the black 1/hoot 5/1.

In there ice of toft. on motion her judge for costs whether he harmande defence or not withwat motion & motion must be made in the term in which the mounit is suffered - Kily 2 by.

Sun Aff. be compessed to delinit to a non

a Judga convert of his own motion durit a non soit 2 Tide 8hz, 3 Bh 6, 37h. 206 L 57

So after nominit off is in C. for many purposes - 3 & the 2 1 a 492

One of wested Dafts-the they have nevered in their flear caunot more for judy as in case of Norwick- Sours where Pf. declars and lost one I lower 177-23 R 257 Dong 562 169 8 John 287 3 lainer 98 If was another the le granted Iff was be out alout as to ask Dafts

An a joint action ago! Record whather in tool or undereity one decen in his defence of pertonia place which you to being personal discharge & not to the action Off. may actes a proble on to being a proceed against the nort of Mondias & I Seeward 207. 6 m 5 orbers the 3 lower 344 20 Ideas 106

oroer If to le nouveil while the cure is on tries if his declar do not state or his evidence. here a cause of cution - let Aff is not obliged to sulmit to the own on leiny cultos he many officer & then the course must be of It recoming after nominit ordered without lifter a nomenit suffered under our order of E. If is dumed to levil & for the purpose of newing to set it acide as leving cight bour 2 146 141, 366 3 M. 2. Morement rivere ordered in Ct. letter winnut of mensure again for the acure came 3/81 un tractit ather lefere or often defence made a telresist or witherseving of the suit is our ofen & whenting remunication of it in Co. often a retract of count in Eng unimous cener

Allere all the Deft are newfacily fronties of the Pf is oblied to make them so a discontinuous ante rome", or discontinuance to all But whose one Deft shows a plear while due, not go to the certain Let in long to a discontinuance array be entered on to him 20 thing 122 3 Enfr 76 15 aund 207 m

Nice 4B wer 1928 where are troministrala was permitted to without and without paying corts -

Relraxit. suit for the serve course 3/3/290. Lever in Ct. If may witherrows in any stage of the said in which he may suffer a nouseut not often resdict delivered de fluite 1 non estar es setuin of arbitrators or emoitors nor after the C. her expreper the substerne of er elever in Cut the no lell in ferm her peper. 1 hoot 352 Kerly 273. letter retraiget Deft. must more to have just for costs by he weries the right of the motion much be mede in the summe term in which the retrained is entered thirty 2hg / Lo of reversits I loth parties faid to oppen at the return of the wit on long three times called the city mision the come is wel of & no judge rendered a the gent commot be served wethout write of parties . If it is like of exceptions may be filed spirit received theily 3/21. If loth parties having one offered fine often monor to appear enleing three times fullills

If Off on trick is Suspenier with the deform of infancy he many discontinue without costs & Moud - 502

called a airwritinueune is entered & the course is ent of 6. Most 149 439.

There is neade by Doft plear /3/8/29b. / custo hims of 15 Plear is P.M.

Time of Pleading.
By St. Ct. 551. sell pleas in about. mit in bl' and tole made heard & eletermined Refere the july is imprimetto a five in every. cens joined before that time. Hask

This provision has less forms impracticable & the rues of the B. now is that they shall le mode a terisere only lefere the rising of the 6 in the afternoon of the second ceref 1.271. 1Kux 564

In I. & are ariginal pleas in absilerat ment le mende à tensered or delinered to the Clark by the opening of the 6. P.M. of the 2° day -

Here in about no which go to the wents - as on petitions in belof one not within there rule, nor pleas in abet not, of writs of error hily 28%. Surbert tradit

1489

This sule has never leen strilly regarded in practice a since the new organization of the He ce sule is made in every term as there courses which are continued for pleading in constron

Changing & Altering Pleas.

whenever Deft sufferes that he has musew his plea he should be one tilenty to after it in which severe the C. in its animetim many oblique him to pay with I I'll is to have a reserver to it a the C. exercise a discioling sensure to it a the C. exercise a discioling to a certain extent in allowing the alterate.

1 hoot 425

Lut cefter Det hour pleader to ifnce I jungt hour leen removed upon it in deug & he commot deman to the Declut. Ex Gest frue in E.E. offeat to He Det commot

---the comment of the said Changing & Morning Please Coplece in alctement is not a mais alle 5 hand . 73. 1 Crosept. 127 1 dellar 275 2 thehe 239. Decelage 441

Buce it is a gont rule that the heeft on our oppeal many in the same 6. applies to the course his plea success in the 6 below of course a without certs gent energe Deft through pleass he is the form in this case

He common however go bank in the eider of pleasing on from a pleas to the certion to a cellatory files for the locker are uccioed by Theadring to the certion 1919. Mer can be change as pleas of title in thespaper on appeal to \$12.

The rule house in the Gofflies to to the plean changing in the Gofflies to to the plean made below that it must be some by the opening of the G in the morning of the 3 clay the term lainy one weeks of the 4th the learn lainglonger Mont 5 by

This rule is never strictly observed & now dispersion with of course in Il as to course continued by the rule of beleading in societion - links by.

letter demurrer orquer allowed the bourt have from êtter a seis un trocusance on payer. of cots when there has been a mitake in pleading 2 Sac. 124 191209 8-191 1 Sacrad 39 152 806 1 Sac 192 298 3. 440 1 Saund 23 Hear ye 116/ But now the party may cented on paymin of costs 2 Society 3 m1 - que 8 to 05 10. 1Ba 109 When a party has omittee to please the St. Sintations he will not be permitted to amound by adding that plea & Mend 294

Changing and Altering FI The gent bute supre 70 - as to changing on the Capplied to the plea made Lelow depends upon change. HDep cleares to rely in the & applicato on the pleasured below there is no need offleading it de nono in the b lahan alone Os to the attention of the plea underthe It in the bein which it wereriginally mede it beer leen decided that I of may alter ween often trial hers begun it seems a neutricit for mispleaving atte Itseeps when sever a Most yo 40'4 34 2'-40's 2 der 224 \$1.552 www. st 37 por 13 a replication made in Celo to a plan in abalut. may be attered in Sto. 1 hast 425 301 But the & will not cellaw Deft to celler in inapplicable to the action Most 425-Deft has been allowed to alter by pleasing to fine often a clement argued & The recurs decines to the Cofor great 2 du. 22%. 1 Root 47 h.

The pursuant pertinent or untermine of a co a is meetter of direction but if this descretion is not duly again a new tried will be greater by a Me dreene of a molecul witness authorit facult is market of the party is good came of continuous but if refused a non Mich will be granted 7 Courses 284 2 Bus 1513.

Deins by the their please about it may be attento. 1. Lev 205

Acquiberly meeters of been one tile between by the E. a matter of feet lythe Lucy - St. 35.

Lustines of Sew one howers indeed in frees in face in free in proutice

But ihus in fact may by eigneent of lotte parties be closed to the Long a tries by the & Not without such vigneent \$1.36.

Moves in Lean cur cellings eletermined by the 6

lefter a trial legen lythe Luy Emil not stop the hearing & continue the secure without consent of loth parties. 2 Root 25, 45.

bur 6. on not on giving the change to the huy direct them how to find our give any opinion the faut or bown but if difficient with their ----beint some over a seems a this weedsection ut tough. H. 3b-Wiely 179 41b.

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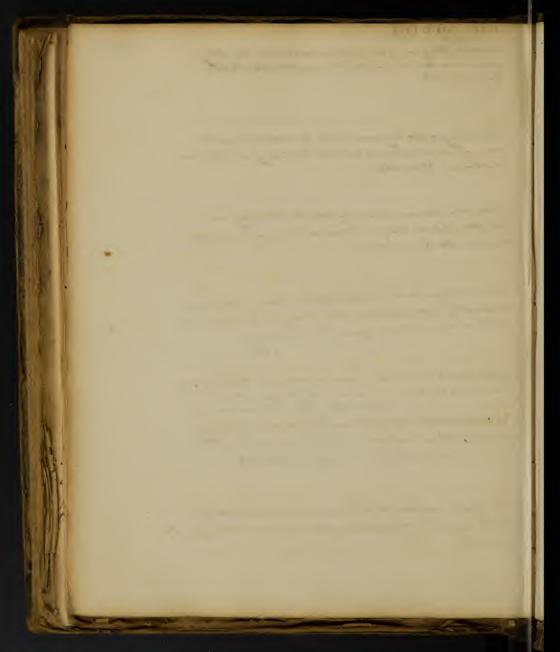
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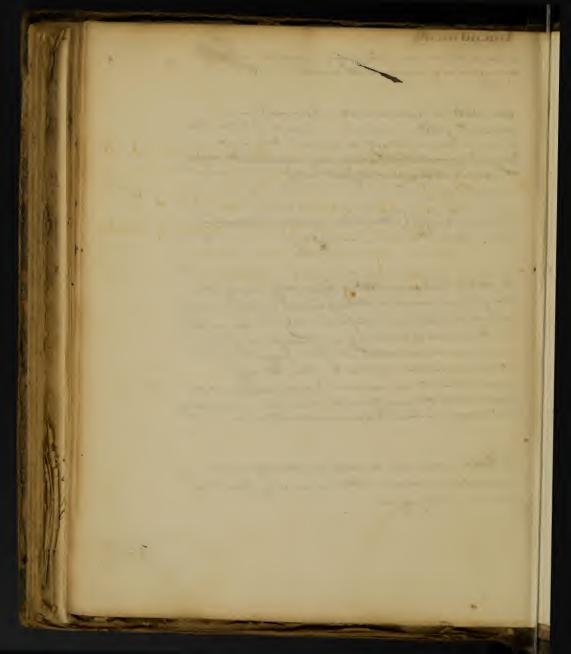
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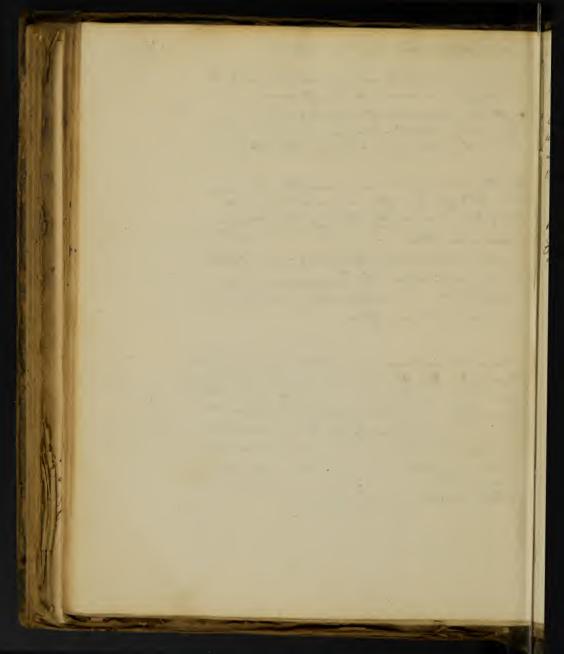
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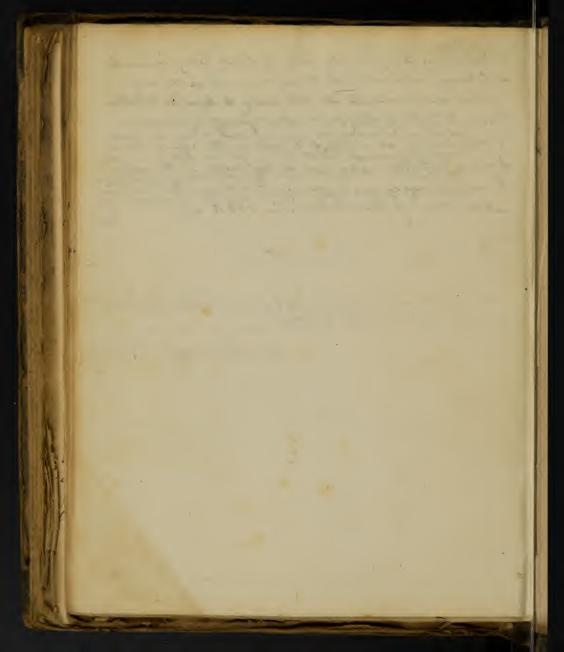


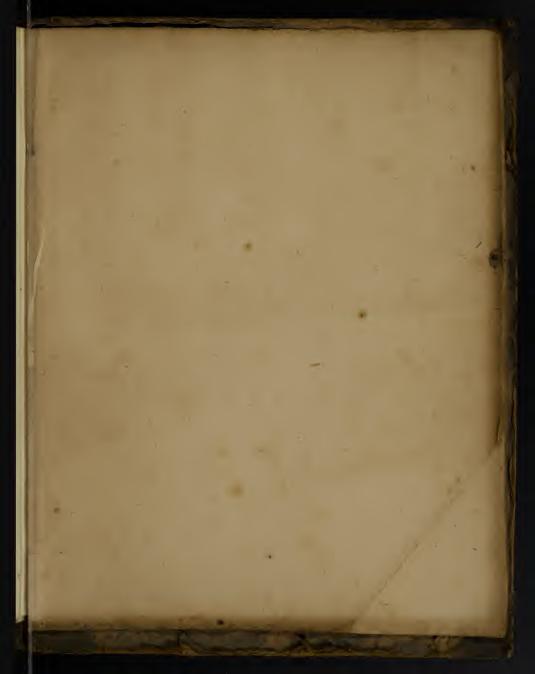
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Gift of Donald J. Warner 11-18-41

